



Lake Placid Village, Inc.
Joint Public Hearing and Regular Meeting Minutes
Tuesday, January 16, 2024

Minutes of the Lake Placid Village and Town of North Elba joint public hearing and Lake Placid Village Board Regular Meeting held on the above date at 5:00 pm in the First Floor Board Room of the Municipal Hall, 2693 Main Street, Lake Placid, NY.

Present:	Art Devlin	Mayor
	Jackie Kelly	Deputy Mayor/Trustee
	Marc Galvin	Trustee
	Andrew Quinn	Trustee
	Katie Brennan	Trustee
	Derek Doty	Town Supervisor
	Emily Politi	Town Trustee
	Jason Leon	Town Trustee
	Rick Preston	Town Trustee
	Anita Anthony Estling	Village Clerk
	Mindy Goddeau	Treasurer
	Tim Smith	Town Attorney
	Janet Bliss	Village Attorney (via videoconference)
Others:	Sydney Emerson	Adirondack Daily Enterprise
	Greg Borzilleri	North Country Sports Council
	Tait Wardlaw	North Country Sports Council
	Val Rogers	Development Commission
	Sydnee Goddeau	

Mayor Devlin and Superintendent Doty opened the public hearing for the Village and Town respectively at 5:00 pm and presided over the meeting starting with the Pledge of Allegiance, led by Lake Placid Middle School student, Sydnee Goddeau. The Public Hearing Notice was read by the Village Clerk. The notice is made a part of these minutes below:

PLEASE TAKE NOTICE that the Village Board of the Village of Lake Placid and the Town Board of the Town of North Elba will hold a joint public hearing on a proposed local law to amend the Joint Village of Lake Placid/Town of North Elba Land Use Code, on Tuesday, January 16, 2024 at 5:00 P.M. in the Town of North Elba Town Hall First Floor Meeting Room, 2693 Main Street, Lake Placid, New York and via Zoom videoconferencing. Log-in information will be provided on the Town/Village website.

Lake Placid Village, Inc.
Joint Public Hearing and Regular Board Meeting
Tuesday, January 16, 2024

The proposed local law would amend the Land Use Code to make several administrative clarifications and corrections, and to provide regulations for adult-use on-site cannabis consumption, adult-use retail cannabis dispensaries, and smoke shops and tobacco vape stores, only allowing such uses as “conditional uses” in Village Center, Gateway Corridor and Old Military Road districts.

The complete text of the proposed local law is available for inspection by any interested person on the joint Town and Village website (<https://northelba.villageoflakeplacid.ny.gov>).

All interested persons are invited to attend the public hearing and will be given an opportunity to be heard.

Anita Anthony Estling, Village Clerk
Laurie Curtis Dudley, Town Clerk
Dated: January 3, 2024
To be Published: January 5, 2024

Attorney Smith reviewed Part 2 of the Shorth Environmental Assessment Form with both Boards, going through each of eleven questions, all of which were answered “no or small impact may occur.”

As there were no questions or comments, Mayor Devlin and Superintendent Doty closed the Public Hearing at 5:15 pm and Mayor Devlin opened the Village Board Meeting.

Clerk Items

REGULAR BOARD MEETING MINUTES, JANUARY 2, 2024

Resolution #9 – 2024

On motion by Trustee Quinn, seconded by Trustee Galvin the Board duly resolved as follows: -

To approve the minutes of the January 2, 2024, Regular Board Meeting as presented.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

SHORT ENVIRONMENTAL ASSESSMENT FORM

Resolution #10 – 2024

On motion by Trustee Quinn, seconded by Trustee Galvin the Board duly resolved as follows: -

The Board went through Part 2 of the SEQR Short Environmental Assessment Form as to the proposed Land Use Code Amendments, and found no “moderate to large impacts”, and on that basis the Board adopts a negative declaration for purposes of SEQR (Short EAF Parts 1, 2 and 3 are attached as ATTACHMENT A.)

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

Lake Placid Village, Inc.
Joint Public Hearing and Regular Board Meeting
Tuesday, January 16, 2024

PROPOSED LOCAL LAW NUMBER 1 OF 2024

Resolution #11 – 2024

On motion by Trustee Brennan, seconded by Trustee Quinn the Board duly resolved as follows: -

To approve Proposed Local Law 1-2024, amending the Village of Lake Placid/Town of North Elba Land Use Code (see ATTACHMENT B.)

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

Speakers

Val Rogers presented the Lake Placid/North Elba Development Commission 2023 Year End Report, a copy of which is attached as ATTACHMENT C.

Greg Borzilleri and Tait Wardlaw presented their plan for the Empire State Winter Games on behalf of the Adirondack Sports Council, including specifics of the setup in the Municipal Parking lot of the Athlete Village. Due to an ongoing lawsuit involving a broken large Adirondack Chair and alleged injury, the Village declined to have the large Adirondack Chairs on their property.

EMPIRE STATE WINTER GAMES REQUESTS

Resolution #12 – 2024

On motion by Trustee Quinn, seconded by Trustee Brennan the Board duly resolved as follows: -

To approve Empire State Winter Games amended requests, including hanging banners January 18 – February 6, 2024, subject to receiving the appropriate insurance certificate.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

IRONMAN REQUESTS

Resolution #13 – 2024

On motion by Trustee Quinn, seconded by Trustee Brennan the Board duly resolved as follows: -

To approve the Ironman requests for use of Mid's Park for the welcome ceremony on July 19, 4 – 8 pm as presented.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

WATER TREATMENT PLANT CHANGE ORDER 8A

Resolution #14 – 2024

On motion by Trustee Galvin, seconded by Trustee Brennan the Board duly resolved as follows: -

To approve Change Order #8A for the water treatment plant upgrade for an additional \$1,955.46 for increased labor costs.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

WATER TREATMENT PLANT CHANGE ORDER 11

Resolution #15 – 2024

On motion by Trustee Galvin, seconded by Trustee Brennan the Board duly resolved as follows: -

To approve Change Order #11 for the water treatment plant upgrade for an additional \$14,066.80 for increased Tnemec paint coating thickness.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

WATER TREATMENT PLANT CHANGE ORDER 12

Resolution #16 – 2024

On motion by Trustee Quinn, seconded by Trustee Galvin the Board duly resolved as follows: -

To approve Change Order #12 for the water treatment plant upgrade for an additional \$245,173.16 for the facility floor paint to be removed and recoated with an epoxy paint intended for commercial use.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

WATER TREATMENT PLANT CHANGE ORDER 13

Resolution #17 – 2024

On motion by Trustee Quinn, seconded by Trustee Galvin the Board duly resolved as follows: -

To approve Change Order #13 for the water treatment plant upgrade for an additional \$16,790.00 for spare valves for each type of valve in the newly upgraded water plant.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

WATER TREATMENT PLANT CHANGE ORDER 14

Resolution #18 – 2024

On motion by Trustee Quinn, seconded by Trustee Brennan the Board duly resolved as follows: -

To approve Change Order #14 for the water treatment plant upgrade for an additional \$4,789.75 for the raw water pumps to have pump packing replaced.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

ACKNOWLEDGEMENT OF INTEREST IN BIPARTISAN INFRASTRUCTURE LAW FUNDING

Resolution #19 – 2024

On motion by Trustee Quinn, seconded by Trustee Galvin the Board duly resolved as follows: -

To approve the mayor signing an acknowledgement of the Village's interest in Bipartisan Infrastructure Funding.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

EMPLOYEE HANDBOOK UPDATES

Resolution #20 – 2024

On motion by Trustee Quinn, seconded by Trustee Brennan the Board duly resolved as follows: -

To approve employee handbook updates as see in ATTACHMENT D, to be distributed to all employees and incorporated in an update of the Village Employee Handbook.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

WATER DEPARTMENT EMPLOYEE RAISES

Resolution #21 – 2024

On motion by Trustee Quinn, seconded by Trustee Galvin the Board duly resolved as follows: -

To approve raises for the Water Department employees (all of whom are no longer represented by the Teamsters Union) as recommended and presented by Superintendent Hathaway.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

ADIRONDACK ASSOCIATION OF TOWNS & VILLAGES 2024 DUES

Resolution #22 – 2024

On motion by Trustee Galvin, seconded by Trustee Brennan the Board duly resolved as follows: -

To approve payment of dues to the Adirondack Association of Towns & Villages for \$100.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

ADIRONDACK PARK LOCAL GOVERNMENT REVIEW BOARD 2024 AGREEMENT

Resolution #23 – 2024

On motion by Trustee Brennan, seconded by Trustee Galvin the Board duly resolved as follows: -

To approve the annual agreement made with The Adirondack Park Local Government Review Board to pay the Review Board a sum of \$300 for the services of the Review Board in representing the Village in matters relating to the Adirondack Park.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

FIRE OFFICER 1 – NYS OFPC TRAINING

Resolution #24 – 2024

On motion by Trustee Quinn, seconded by Trustee Galvin the Board duly resolved as follows: -

To approve Justin Roy to participate in the Fire Officer 1 Training through North Country Community College, various evenings January – March 2024. There is no charge.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

NORTHERN ADIRONDACK EDUCATIONAL CODE ENFORCEMENT CONFERENCE

Resolution #25 – 2024

On motion by Trustee Quinn, seconded by Trustee Galvin the Board duly resolved as follows: -

To approve Justin Roy to attend the Northern Adirondack Educational Code Enforcement Conference, March 4 – 7, 2024, in Lake Placid, NY with all associated costs paid for by the Village.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

Lake Placid Village, Inc.
Joint Public Hearing and Regular Board Meeting
Tuesday, January 16, 2024

RECEIPT OF DEVELOPMENT COMMISSION REPORT

Resolution #26 – 2024

On motion by Trustee Brennan, seconded by Trustee Galvin the Board duly resolved as follows: -

To acknowledge receipt of the Lake Placid/North Elba Development Commission 2023 Year End Report.

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

Treasurer Items

WARRANT AFFIDAVIT #12 – 2023-24

Resolution #27 - 2024

On motion offered by Trustee Brennan, seconded by Trustee Galvin, the Board resolved as follows:-

To approve the payment of Warrant Affidavit #12 – 2023-24 as submitted by the Village Treasurer and reviewed by Trustee Kelly. The affidavit is included below:-

Lake Placid Village, Inc.
Joint Public Hearing and Regular Board Meeting
Tuesday, January 16, 2024

LAKE PLACID VILLAGE, INC.

2693 Main Street, Lake Placid, New York 12946
Phone: 518-523-9952, Fax: 518-523-1362
www.villageoflakeplacid.ny.gov

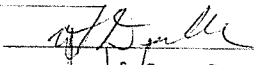
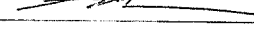
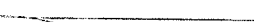
AFFIDAVIT #12 2023-2024

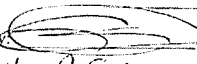
We, the undersigned, acting as a Board of Auditors to the Village of Lake Placid, NY
do approve that the Village Treasurer is authorized to issue checks as per the presented
and approved Warrant and is also authorized to make the following transfers as listed
Below based on the warrants approved at the Board Meeting on January 16, 2024

Checks and bank drafts for 01/03/24-01/16/2024 for Fiscal Year 2023-2024:
Check #'s 64322-64393

TOTAL WARRANT OF ITEMS PRESENTED	\$	566,454.46
PLUS: UTILITY REFUND CKS =	\$	2,337.10
TOTAL WARRANT AND REFUNDS	\$	568,791.56
CREDIT - LISTED FUND CASH ACCOUNT		
GENERAL (A1) FUND: A1-0001-0200	-\$	267,783.81
HUD REVOLVING LOAN (CM) 0001-0200	-\$	0.00
ELECTRIC (EE) FUND: EE-0001-0200	-\$	71,072.79
WATER (FX) FUND: FX-0001-0200	-\$	33,862.57
SEWER (G3) FUND: G3-0001-0200	-\$	41,703.19
CAPITAL (H8) FUND: H8-0001-0200	-\$	152,032.10
TRUST & AGENCY (TA): TA-0001-0200	-\$	0.00

Date: January 16, 2024

 , Mayor
 , Trustee
 , Trustee
 , Trustee
 , Trustee

Audit Review by:  Board Member Date: 1/16/24
Attest:  , Village Clerk

Trustee Brennan, Trustee Quinn, Trustee Galvin and Trustee Kelly voted AYE

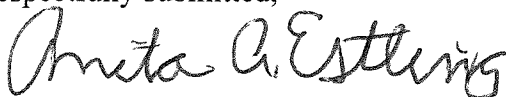
Commissioner Reports

Trustee Kelly reported that she'll be distributing a questionnaire regarding the new Comprehensive Plan so that the Board is familiar with it. The questionnaire is being implemented by Clarkson students.

ADJOURNMENT

With no further business to come before the Board, a motion to adjourn was made by Trustee Quinn, seconded by Trustee Galvin and the meeting was adjourned at 6:02 pm.

Respectfully submitted,



Anita A. Estling
Village Clerk

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information							
Name of Action or Project: Land Use Code Amendments 2023-2024							
Project Location (describe, and attach a location map): N.A. (Town-wide and Village-wide)							
Brief Description of Proposed Action: Amendments to Village of Lake Placid / Town of North Elba Land Use Code, to (1) make various minor "housekeeping" amendments to the Code, (2) add provisions related to the dispensing and consumption of cannabis, and (3) add provisions related to smoke shops and tobacco/vape stores.							
Name of Applicant or Sponsor: Town of North Elba / Village of Lake Placid		Telephone: E-Mail:					
Address: 2893 Main Street							
City/PO: Lake Placid		State: New York	Zip Code: 12946				
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center; padding: 2px;">NO</td> <td style="text-align: center; padding: 2px;">YES</td> </tr> <tr> <td style="text-align: center; padding: 2px;">☐</td> <td style="text-align: center; padding: 2px;">☒</td> </tr> </table>	NO	YES	☐	☒
NO	YES						
☐	☒						
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center; padding: 2px;">NO</td> <td style="text-align: center; padding: 2px;">YES</td> </tr> <tr> <td style="text-align: center; padding: 2px;">☐</td> <td style="text-align: center; padding: 2px;">☐</td> </tr> </table>	NO	YES	☐	☐
NO	YES						
☐	☐						
3. a. Total acreage of the site of the proposed action? _____ acres b. Total acreage to be physically disturbed? _____ acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres							
4. Check all land uses that occur on, are adjoining or near the proposed action: ☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☐ Residential (suburban) ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(Specify): _____ ☐ Parkland							

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	☐	☐	☐
b. Consistent with the adopted comprehensive plan?	☐	☐	☐
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	☐	☐	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	☐	☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
b. Are public transportation services available at or near the site of the proposed action?	☐	☐	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☐	☐	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	☐	☐	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____ _____	☐	☐	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____ _____	☐	☐	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	☐	☐	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☐	☐	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	☐	☐	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☐	☐	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____			

Narrative

The intent of the proposed action is to improve the provisions and procedures of the Land Use Code, and to correct and clarify existing provisions as necessary, and to establish new provisions governing the dispensing and consumption of cannabis and the operation of smoke shops and tobacco/vape stores.

No environmental resources will be affected.

Agency Use Only [If applicable]

Project:

Date:

Short Environmental Assessment Form Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	☒	☐
2. Will the proposed action result in a change in the use or intensity of use of land?	☒	☐
3. Will the proposed action impair the character or quality of the existing community?	☒	☐
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	☒	☐
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	☒	☐
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	☒	☐
7. Will the proposed action impact existing:		
a. public / private water supplies?	☒	☐
b. public / private wastewater treatment utilities?	☒	☐
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	☒	☐
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	☒	☐
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	☒	☐
11. Will the proposed action create a hazard to environmental resources or human health?	☒	☐

PRINT FORM

Agency Use Only (If applicable)

Project: _____

Date: _____

Short Environmental Assessment Form

Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

No questions in Part 2 were answered "moderate to large impact may occur." Based on that fact, the Village Board of Trustees determined that the proposed Land Use Code amendments will not result in any significant adverse environmental impacts. This is a "negative declaration" for purposes of the State Environmental Quality Review Act.

☐	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
☒	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
Village Board of Trustees	January 16, 2024
Name of Lead Agency	Date
Arthur Devlin	Mayor
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

**DRAFT LOCAL LAW TO AMEND
VILLAGE OF LAKE PLACID/TOWN OF NORTH ELBA
LAND USE CODE**

Section 1. Section 1.7.2(D)(1) of the Code is hereby amended by changing "Fawn Ridge Drive" to read "Fawn Ridge LLC".

Section 2. Sections 2.4(D), 2.5(D), 2.7(D) and 2.8(D) of the Code are each hereby amended by deleting the phrase in the last sentence of said sections which reads "is not in compliance with this Code".

Section 3. Section 2.6(C), Section 2.7(C) and Section 2.8(C) of the Code are each hereby amended by adding "adult-use on-site cannabis consumption", "adult-use retail cannabis dispensary" and "smoke shop and tobacco/vape store" to the lists of Conditional Uses in Village Center, Gateway Corridor and Old Military Road districts (with adult-use on-site cannabis consumption to be allowed only on properties within the boundary of the Village of Lake Placid).

Section 4. "Figure 3.1" of the Code, "Minimizing Visual Impact", which currently follows Section 3.6.6, is hereby re-positioned to follow Section 3.4(B).

Section 5. Section 4.2.4(B)(1) of the Code is hereby amended by changing the first listed item of said section to read as follows: "Front Yard - - Not to be located in any required front yard setback area".

Section 6. Section 4.2.4(B) of the Code is amended by re-positioning the last sentence of said section ("the maximum height of any accessory building or structure shall be 18 feet, but shall in no instance exceed the height of the principal building or use") to be the sixth listed item in Paragraph 1 of Section 4.2.4(B).

Section 7. Section 4.4.5(B)(8)(d) of the Code is hereby amended to read as follows: "Elevation of the lowest floor for all structures and their service equipment, meets current standards of the Federal Emergency Management Agency (FEMA)."

Section 8. Section 4.6 of the Code is hereby amended such that its fourth subsection is correctly titled "4.6.4 Health Safety and Welfare Considerations."

Section 9. Section 4.6.4 of the Code is hereby amended by re-lettering its last four paragraphs to be lettered "K", "L", "M" and "N", respectively.

Section 10. Section 4.6.4(D)(1) of the Code is hereby amended by changing the reference to "Residential Countryside" to read "Rural Countryside".

Section 11. Section 5.3.1(B) of the Code is hereby amended by adding the following to Table 1 (Off-Street Parking Requirements): Add "Adult-use Retail Cannabis Dispensary" to Use Types. Minimum spaces required: 1 per 200 sq. ft. of gross floor area. Add "Adult-use On-Site Cannabis Consumption" to Use Types. Minimum spaces required: 1 per 3 seats, or 50 sq. ft. of floor area available to patrons where no seating is generally available.

Section 12. Section 5.3.1 of the Code is hereby amended to relabel the third and fourth subsections "C" and "D"

Section 13. A new Section 5.5.12 is hereby added to said Code, to read as follows:

5.5.12 Adult-use On-site Cannabis Consumption

- A. Shall not be located within 500 feet, measured property line to property line, from a school (public or private).
- B. Shall not be located within 200 feet, measured property line to property line, from a church or religious institution.
- C. If the property Use adjoins a property in the Town Residential, Village Residential or Rural Countryside District the Review Board may require additional screening and buffers to sufficiently minimize adverse impacts from sight and sound.
- D. Outdoor smoking consumption is prohibited.
- E. No outdoor displays or window displays of product or its likeness.
- F. Signage cannot depict product or its likeness.

Section 14. A new Section 5.5.13 is hereby added to said Code, to read as follows:

5.5.13 Adult-use Retail Cannabis Dispensary

- A. Shall not be located within 500 feet, measured property line to property line, from a school (public or private).
- B. Shall not be located within 200 feet, measured property line to property line, from a church or religious institution.
- C. If the property Use adjoins a property in the Town Residential, Village Residential or Rural Countryside District the Review Board may require additional screening and buffers to sufficiently minimize adverse impacts from sight and sound.
- D. No outdoor displays or window displays of product or its likeness.
- E. Signage cannot depict product or its likeness.

Section 15. A new Section 5.5.14 is hereby added to the Code, to read as follows:

5.5.14 Smoke Shop and Tobacco/Vape Store

- A. Shall not be located within 500 feet, measured property line to property line, from a school (public or private).
- B. Shall not be located within 200 feet, measured property line to property line, from a church or religious institution.
- C. If the property Use adjoins a property in the Town Residential, Village Residential or Rural Countryside District the Review Board may require additional screening and buffers to sufficiently minimize adverse impacts from sight and sound.
- D. No outdoor displays or window displays of product or its likeness.
- E. Signage cannot depict product or its likeness.

Section 16. Section 6.3.2(O) is amended to list, as a prohibited sign type, "signs for short-term rentals."

Section 17. Section 8.2.3(B)(2) of the Code is hereby amended by adding a parenthetical reading "(See Section 2 Base District/Standards)", after the phrase "tabular summary of pertinent statistics" in the existing language.

Section 18. Section 8.2.5(A)(7) of the Code is amended to read "The Review Board shall draft findings of fact pertaining to the application, where deemed necessary or appropriate by the Review Board".

Section 19. Section 10.2 of the Code is hereby amended by adding three new definitions, to read as follows:

Adult-use On-site Cannabis Consumption: "On-site consumption" means the consumption of cannabis in an area licensed for on-site consumption by the Cannabis Control Board. An on-site consumption license authorizes the acquisition, possession, and sale of cannabis from the licensed premises of the on-site consumption licensee to cannabis consumers for use at the on-site consumption location.

Adult-use Retail Cannabis Dispensary: A retail dispensary license authorizes the acquisition, possession, sale and delivery of cannabis from the licensed premises of the retail dispensary by such licensee to cannabis consumers. "Retailer" means any person who sells at retail any cannabis product, to cannabis consumers as licensed by the Cannabis Control Board.

Smoke Shop and Tobacco/Vape Store: shall mean any premises primarily dedicated to the display, sale, distribution, delivery, offering, furnishing, or marketing of tobacco, tobacco products, or tobacco or cannabis accessory apparatus.

Section 20. Section 10.2 of the Code is amended by correcting the reference to "retain trade" in line 6 of the definition of "Retail Business or Retail Trade", so as to read "retail trade".

Section 21. Appendix 5 of the Code is hereby retitled "Appendix 5 - - SEQR", and its text is deleted entirely and replaced by the following text: "The actions of the Town Board and Village Board of Trustees in the enactment of amendments to this Code, and the actions of the Review Board and Zoning Board of Appeals in performing their functions under this Code, shall be subject to the New York State Department of Environmental Conservation statewide "State Environmental Quality Review" Regulations, 6 NYCRR Part 617, effective January 1, 2019.

Section 22. Appendix 7 of the Code is hereby amended to read "Fee Schedule Listed in Application Forms."

Section 23. The "Legend" on the Map entitled "Planning Districts - - Village Vicinity" is hereby amended to also list "Village Center", keyed to a pink color box matching the color of the Village Center District on the map.

Section 24. This local law shall take effect immediately upon filing with the New York State Department of State.



LAKE PLACID/NORTH ELBA DEVELOPMENT COMMISSION 2023 YEAR END REPORT

Our Purpose

The Lake Placid / North Elba Development Commission was created by the Village of Lake Placid and Town of North Elba municipal boards in August of 2014. The purpose of the Commission is to facilitate the implementation of the Lake Placid /North Elba Comprehensive Plan. The Commission can also serve in an advisory capacity to the Town Board, Village Board, or Joint Review Board as requested.

The Development Commission will continue to facilitate the upcoming update to the Comprehensive Plan. This update is scheduled to be completed in December of 2024.

Membership

Lori Fitzgerald (Chair), Val Rogers (Vice Chair), Kate Thompson (Secretary), Dean Dietrich, Georgia Jones, Mike Butler, Haley Breen, Emily Kilburn (Town Advisor), Katie Brennan (Village Advisor), Catherine Ericson (ROOST Advisor)

Priorities

The 2014 Comprehensive Plan outlined the following priorities to guide the Development Commission and its Committees have been (in no order):

- Open Space
- Government efficiency
- Community resources and facilities
- Housing and economic development
- Environment and sustainability
- Mobility

Overview of 2024 Goals

The 2024 goals of the Commission include assisting with the development of the Comprehensive Plan Update while continuing our existing work.

The Commission recommends the establishment of the Dark Skies Committee as a standing committee, the re-establishment of the Events Committee, and the continued assessment of the roles of our existing standing committees.

The Commission would like to continue to increase engagement with the Town and Village Boards on relevant initiatives at their request. The Commission is also looking for ways to increase engagement with the community and recruit members for the 2024 year.

2023 Accomplishments

1. ***Comprehensive Plan Steering Committee***-(HALEY BREEN, DEAN DIETRICH, LORI FITZGERALD, DAN KELLEHER, ADAM WILD, JIM KOENIG, CHASE GERMANO, HEATHER PERKINS, STEPHANIE PIANKA, KATIE BRENNAN, JAMIE ROGERS, MARTY SHUBERT, EMILY POLITI)
 - a. Resubmitted RFP with updated terms and budget
 - b. Reviewed submissions, selected a consultant (SE Group), and created a sub-committee to review contract
 - c. Process is officially underway and set to be completed by December of 2024
2. ***Housing Committee:***
 - a. Explored project options that aligned with Housing Plan, including potential public-private partnerships
 - b. Reviewed and drafted documents for a Deed Restriction Program and explored options for implementation
3. ***Appearance Committee: (TREE BOARD, GARDEN CLUB, BEAUTIFICATION, MIRROR LAKE WATERSHED ASSOC., PARKS DEPT., LPBA. TOWN, VILLAGE AND ROOST AS ADVISORS)***
 - a. Documented and submitted recommendations for improvement at Teddy Bear/Hillcrest Park
 - b. Provided recommendations for signage throughout Village, including an electronic board in the municipal lot
 - c. Reviewed beach fencing options and provided recommendations
4. ***Community Day***
 - a. Increased attendance to around 700 people and 40 organizations and expanded list of speakers and distinguished guests
 - b. re-engaged ORDA, installed plaque in Volunteer Garden, and marched in 4th of July Parade
 - c. Set date for next year
5. ***Art Alliance:***
 - a. Created street art by beach house
 - b. Sent request for artists for mural at the Golden Arrow
 - c. Sought vendor estimates on Olympic cauldron
6. ***LEED Certification***
 - a. Involves tracking measurements associated with community development

- i. (ex.-housing, transportation, quality of life)
 - b. Regional effort including Town and Village, ORDA, and Lake Placid Central Schools – led by Clarkson University
 - c. Clarkson Students completed a first step in recertification during their Adirondack Semester and produced and presented a whitepaper that outlined new metrics, unnecessary existing metrics, data sources, and initial data gathering
- 7. *Dark Skies* (JOHN WINKLER, KIMBALL DABY, DENISE ERENSTONE, DEBBIE ERNSTONE, HOLLY ERENSTONE, LORI FITZGERALD, SARAH GALVIN, LOU RECCHIA, ROSALIE RECCHIA, CHRIS NEWCOMB, SELDEN WEST, LAURA YERKOVICH)**
- a. An ad-hoc Dark Skies Committee was formed, chaired by John Winkler
 - b. Education booth at Community Day that educated and collected signatures from residents concerned with light pollution
 - c. Presentations/Q&A with the Lake Placid Business association and the Shore Owners Association and an education article on the SOA website
 - d. Educational articles in the Lake Placid News
 - e. Established Dialogue with the Dark Sky Association regarding potential application to be a Dark Skies Community
 - f. Created informational materials and a roadmap for Dark Skies Association Certification and presented to the Town and Village Boards
- 8. *Court Restructure Study Group* (DEAN DIETRICH, MAY CHOW, CHUCK DOBSON, VICTORIA DUFFY, ALEC FRIEDMANN, JENNIFER HAYES, JACKIE KELLEY, EMILY POLITI)**
- a. Village Justice terms will expire April 2025, one Town Justice to retire in 2025 – opportunity to restructure local Court system without interfering with any existing terms of office and allow for the number of judges in the local judicial system to be reduced through attrition
 - b. Village Board requested options for restructuring – Study Group began meeting in October and will present findings in January of 2024
- 9. *Child Care Committee* (DEAN DIETRICH, CATHERINE BEMIS, KATIE BRENNAN, HALEY BREEN, DEREK DOTY, JIM KOENIG, EMILY POLITY, TIM SEYMOUR, JOAN VALENTINE)**
- a. Town Board requested examination of current childcare opportunities in May of 2023 to identify needs and potential development of public/private partnerships
 - b. Committee has been meeting since May with regional offices, visited local daycare providers, developed a population analysis, and researched possible strategies for expanding options
 - c. Began developing community survey to assess childcare needs in North Elba

2024 PROPOSED INITIATIVES

- 1. Comprehensive Plan-
 - a. Work with SE Group to complete the Comprehensive Plan Update process

2. Open Space
 - a. Evaluate updates/improvements to Teddy Bear and Mill Pond parks (with Rotary), including street art at Teddy Bear
 - b. Work with Tree Board to re-energize initiatives and certifications
 - c. Assist with planning processes for open spaces at request of Town or Village, including the North Elba Horse Show grounds
3. Public Art
 - a. Street art at Teddy Bear Park
 - b. Paint Mural at the Golden Arrow
 - c. confirm mural project with Grand Adirondack Hotel and send requests for artists
 - d. evaluate sculpture requests
4. Government Efficiency
 - a. Present findings for court restructuring to Village Board in January of 2024
5. Community Resources and Facilities
 - a. Community plan to provide affordable day care, including a childcare survey
 - b. Continue to grow and develop Community Day
6. Housing and economic development
 - a. Identify a Housing Committee chair
 - b. Continue exploration of deed restriction program
 - c. Work with Economic Development Director to support housing options
7. Environment and sustainability
 - a. Complete LEED certification process
 - b. Establish Dark Skies as a standing committee
 - c. Work toward Dark Skies certification
8. Mobility
 - a. Support municipal plans at request of Town or Village
9. Other recommended initiatives
 - a. Appearance – continue work on continuity of look and community brand identity & explore options of a community volunteer clean-up group for local homeowners
 - b. Re-establish Events Committee

Requested Appointments

1. Development Commission
 - a. Terms Expiring: Lori Fitzgerald, Val Rogers, Kathleen Thompson
 - b. John Winkler

2. Dark Skies Committee

- a. Request designation as standing committee, and following appointments:

Kimball Daby

Denise Erenstone

Debbie Erenstone

Holly Erenstone

Lori Fitzgerald

Sarah Galvin

Georgia Jones

Lou Recchia

Rosalie Recchia

Chris Newcomb

Selden West

John Winkler - Chair

Laura Yerkovich - Secretary

Recommended Changes to the Employee Handbook

Section 600 Compensation

606 Comp-time

Non-union employees shall be entitled to up to 80 hours of compensator time earned. If all time is not used, as of July of each year it shall be paid to employees in the second payroll in July of each year.

Section 400 Field Employees (this will be inserted to section 400 and push all following sections up in number)

401 Clothing Allowance

All field non-union employees will receive up to \$900.00 per year for them to purchase appropriate clothing and/or boots at the International Border Company (IBC) located in Malone, NY. An account will be set up with IBC whereby the Village will be billed by IBC for appropriate purchases in accordance with the terms set herein. Employees will have the option to either purchase uniforms/boots through the current voucher program or receive a check from the Village which will be taxed accordingly. If the employee chooses to receive a check, the allowance shall be paid the first pay period in August each year.

402 Licensing Fees

Employees who are required/requested to obtain or retain their CDL license will have the license fees paid for by the Village.

403 Call Outs

- A. When an employee is called out or ordered to work in an emergency other than during normal work hours, said employee shall be paid three (3) hours at regular straight time rate as a minimum. An exception to this rule will be if an employee is called out within (2) hours before the scheduled work day begins, he/she will be paid a minimum of (2) hours at the regular straight time rate as a minimum. The maximum shall be governed by the applicable straight time, overtime, Sunday or Holiday rate as the case may be.

404 Weekend Assignments

An employee assigned weekend duty will be available for work commencing at 3:00pm Friday of any work week and shall be on call through 7:00am the following Monday. During this period of time, the assigned employee working at the Waste Water Treatment Plant will be responsible for plant operation requirements. Any assigned employee on weekend duty shall be paid 12

hours of straight time unless the actual time worked exceeds eight (8) hours, in which case the employee shall be paid at the time and one half rate for the additional time worked. It is understood, that the assigned employee will be readily available to respond in a timely manner to call-ins, including but not limited to emergencies. Employees will be assigned on a rotating basis.

Section 103 Definitions

Add definition of "Field Employee". An Outside Employee is a non-union employee that works directly in the field and does not work in the town hall. These employees work on the day to day physical operations of the Village utilities.