

TOWN OF NORTH ELBA



LAKE PLACID VILLAGE, INC.

TOWN OF NORTH ELBA AND VILLAGE OF LAKE PLACID JOINT PUBLIC HEARING

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 the proposed Land Use Code update, Tuesday, August 11, 2026, at 5:00 pm, in the main floor meeting room at North Elba Town Hall, 2693 Main Street, Lake Placid, NY.

The complete text of the proposed change may be found on the Town/Village website or is available for inspection by any interested person in the Village or Town Clerk's offices.

All interested persons are invited to attend the public hearing and will be given an opportunity to be heard. A Zoom link will be provided prior to the meeting.

Anita Anthony Estling, Village Clerk
Laurie Curtis Dudley, Town Clerk

Posted: August 3, 2026

The Village of Lake Placid/Town of North Elba Land Use Code is amended to add a new Section 9.5.2. C.2 to read:

“Civil Enforcement. Any violation of this Land Use Code shall be punishable by a civil penalty of not more than \$1,000 for each week that such violation persists. A week is any seven consecutive day period. This civil penalty may be sought and enforced in any Court of competent jurisdiction, including in the Small Claims Part of Town or Village Justice Court, in an action commenced in the name of the Village of Lake Placid and/or the Town of North Elba. Such civil penalty enforcement may be pursued without regard to any other enforcement mechanism authorized by State law or this Chapter and may be pursued in addition to any other enforcement proceeding.”

Current Section 9.5.2. C.2 is renumbered Section 9.5.2. C.3.

TOWN OF NORTH ELBA

NOISE ORDINANCE PERMIT APPLICATION

The Town of North Elba Noise Ordinance requires a permit to be issued for the following conditions:

- I. Where a sound source is planned, installed or intended to be installed, or modified by any person in a manner that such source will create or is likely to create unreasonable noise or otherwise fail to comply with the provisions of the Town Ordinance (Local Law 4 of 1999)
- II. Where any person, uses or plans to use sound amplifying equipment in such a way that equipment is or will be heard outside of any building or beyond property lines between 9:00 p.m. of any day and 7:00 a.m. of the next day.

Noise permit applications should be submitted at least 14 business days in advance of the event to the Town Supervisor or Code Enforcement Office.

Applicant Information

Applicant Name: _____

Organization (if applicable): _____

Mailing Address: _____

City/State/Zip: _____

Telephone: _____

Email: _____

Event Information

Event Name: _____

Location of Event: _____

Date(s) of Event: _____

Hours of Event: Start: _____ End: _____

Event staff contact (name & number): _____

Emergency contact (name & number): _____

Requested Hours for Amplified Sound: From _____ To _____

Estimated Attendance: _____

Description of Event

Please provide a detailed description of the event and why amplified sound or noise beyond normal ordinance limits is necessary.

Sound Equipment

Type of Sound Equipment:

☐ Public Address System ☐ Live Band ☐ DJ ☐ Generator

☐ Other: _____

Estimated Maximum Sound Level (if known): _____ dBA

Location of Speakers: _____

Mitigation Measures

Applicant agrees to implement the following:

- ☐ Speakers directed away from residential properties
- ☐ Sound levels monitored throughout event
- ☐ Event staff available to address complaints
- ☐ Emergency contact available during event
- ☐ Sound reduced or discontinued upon request of authorized Town official if conditions warrant

Additional mitigation: _____

Neighbor Notification

The applicant shall notify all property owners and/or occupants located within **300 feet** of the event location if amplified sound is requested beyond the hours permitted by the Town's Noise Ordinance.

Notification shall include:

- Name of the event
- Date(s) and hours of operation
- Hours during which amplified sound will occur
- Event contact person's name and telephone number

Any party objecting to the proposed variance should notify the Code Enforcement Office via email:
bsears@northelba.org

Applicant Certification

I certify that the information contained in this application is true and complete. I understand that approval of this permit does not exempt me from complying with any other applicable federal, state, county, or local laws. I further agree to comply with all conditions placed upon the permit by the Town of North Elba.

Applicant Signature: _____

Date: _____

Town Review

Date Received: _____

Reviewed By: _____

Decision

☐ Approved ☐ Approved with Conditions ☐ Denied

Conditions: _____

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~County~~~~City~~

Town

~~Village~~

of North Elba

Local Law No. 4 of the year 19 99

A local law adopting the Town of North Elba Noise Ordinance
(Insert Title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

~~County~~~~City~~

Town

~~Village~~

of North Elba as follows:

TOWN OF NORTH ELBA NOISE ORDINANCESECTION 1. Findings, Intent.

The Town Board determines that the creation of excessive and unreasonable noise within the Town limits of the Town of North Elba is a detriment to the comfort, convenience, safety, health and welfare of the citizens of and visitors to the Town, and that persons within the Township are entitled to have maintained noise levels which are not a detriment to life, health, welfare and enjoyment of property. Therefore, the Town Board intends hereby to prohibit all excessive and unreasonable noise from all sources subject to its police and regulatory power in order to preserve, protect and promote health, safety, and welfare and the peace, quiet and repose of persons within the Township.

SECTION 2. General Prohibition Against Disturbing the Peace.

A. It shall be unlawful for any person to make any unreasonable or excessive noise within the boundaries of the Town of North Elba, by whatever means or from whatever means or from whatever source. For purposes of this local law, "unreasonable noise" shall generally include any noise which is of such character that a reasonable person of normal sensitivities would not tolerate under the circumstances, or is detrimental to the life or welfare of any individual, or causes a risk of public inconvenience or alarm.

B. Any person aggrieved by such noise may complain to the Town Code Enforcement Officer, or any law enforcement agency with jurisdiction, about such unreasonable or excessive noise. The Code Officer or law enforcement personnel shall, in response to each complaint, verify by use of the sound level meter described herein that the noise complained of does exceed the limit described herein, and, if

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(1)

-1-

so, may thereupon issue an appearance ticket or criminal summons.

C. As used herein, the following terms shall have the following meanings:

(i) dBa shall mean A-weighted sound level in decibels, as measured by a general purpose sound level meter complying with the provisions of the American National Standard Institute, "Specification for Sound Level Meter (ANSI 51.4-1971)", properly calibrated, and operated on the "A" weighting network.

(ii) Load amplification device or similar equipment shall mean a radio, television, phonograph, stereo, record player, tape player, cassette player, compact disc player, loud speaker, or sound amplifier which is operated in such a manner that it creates unreasonable or excessive noise.

SECTION 3. Unreasonable and Excessive Noise Prohibited.

It shall be unlawful for any person to make, continue, cause to be made or permit to be made any unreasonable or excessive noise within the geographical boundaries of the Town of North Elba. The determination as to the existence of unreasonable noise may be established either by the specific acts considered to be unreasonable noise, as set forth in Section 4 below, or by the measurements exceeding the limitations set forth in Section 5 below.

SECTION 4. Specific Acts Constituting Unreasonable Noise.

The following acts and the causes thereof are declared to be in violation of this local law and to constitute unreasonable and/or excessive noise:

A. The use of any load amplification device or sound-reproduction device outside a structure whether on private property or on a public right-of-way or public space at any time within the residential areas or within the commercial areas of the Town which, by causing noise, annoys or disturbs the quiet, comfort or repose of a reasonable person of normal sensitivities.

B. The use of any load amplification device or sound-reproduction device inside a structure in such a manner as to result in the sound or any part thereof from such apparatus to be projected therefrom outside of the structure or out of doors at any time within residential areas, or during night hours in commercial areas, whereby the sound can be audibly heard more than one hundred (100) feet from the real property boundary line from which the noise emanates. Sound which crosses any real property boundary shall be deemed to be projected within the meaning of this chapter.

Nothing within Subsections A and B herein shall be construed to prevent the operation of any such apparatus by any person within any building or structure, provided that the sound therefrom or any part

thereof is not projected outside of any building or out of doors, or to prohibit the use of any apparatus with a personal earphone so that the sound therefrom or any part thereof is not audible to persons other than the user of the earphone.

C. The operation of any load amplification device or sound-reproduction device on a vessel so that the sound therefrom is audible on land, which annoys or disturbs the quiet, comfort or repose of a reasonable person of normal sensitivities.

D. The use and operation of any load amplification device or sound-reproduction device in a vehicle which would constitute a threat to the safety of pedestrians or vehicle operators or where conditions of overcrowding or street repair or other physical conditions are such that the use of a sound reproduction device would deprive the public of the right to the safe, comfortable, convenient and peaceful enjoyment of a public street, park or place for public purpose and would constitute a threat to the safety and welfare of the public.

E. The operation of any load amplification device or sound-reproduction device within one hundred (100) feet of any school, church, health-care facility, clinic or town hall while the same is in session or conducting business therein so as to interfere with the functions of such facilities.

F. The operation of any load amplification device or sound-reproduction device within one hundred (100) feet of any hospital, nursing home or similar facility whereby the sound emanating from the device can be audibly heard within the building or structure therein and so as to interfere with the functions of such facilities or disturb or annoy the patients in the facility.

G. Yelling, shouting or hooting at any time or place so as to annoy or disturb the quiet, comfort and repose of a reasonable person of normal sensitivities.

H. The use of any drum, loudspeaker or other instrument or device for the purpose of attracting attention to any business, which annoys or disturbs the quiet, comfort and repose of a reasonable person of normal sensitivities.

I. Construction activity. The performance or engagement in construction work, building, excavating, hoisting, grading, demolishing, dredging, chainsawing or pneumatic hammering within the limits of the Township between the hours of 9:00 p.m. and 7:00 a.m. that causes sound which annoys or disturbs a reasonable person of normal sensitivities in any property zone, except for emergency work of public service utilities.

J. The sounding of any horn, security alarm or other auditory signaling device in any vehicle, vessel, engine, machine or stationary boiler for a period of time longer than five (5) minutes, except as required by law or to provide a warning signal during use thereof. This provision shall not be construed to prohibit the use and

operation of a signal device in an emergency vehicle.

K. The operation of a vehicle without an adequate muffler or exhaust system to prevent any unreasonable noise in violation of the Vehicle and Traffic Law Section 375, Subdivision 31.

L. The use and operation of any lawn maintenance device, including mowers, edgers, trimmers and power-driven hedge shears, between the hours of 9:00 p.m. and 7:00 a.m. that causes sound that annoys or disturbs a reasonable person of normal sensitivities in a residential real property zone. This provision does not apply to the operation of such equipment on golf courses.

M. The use and operation of air conditioners, snowblowers or other mechanical devices which cause noise that annoys or disturbs the quiet, comfort or repose of a reasonable person of normal sensitivities, except upon cases of urgent necessity or upon the interests of public health, safety and convenience. This provision shall not be construed to prohibit the use and operation of town, county, state or other governmental equipment otherwise in compliance with the provisions of this chapter.

N. The keeping of any animal or bird which causes noise that annoys or disturbs the quiet, comfort or repose of a reasonable person of normal sensitivities.

O. Any other excessive or unreasonable noise which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of a reasonable person of normal sensitivities, except that the enumerated provisions of Subsection A through N of this section shall govern and regulate the actions and activities therein prohibited.

SECTION 5. Additional Guidelines to Determine Unreasonable Noise.

"Unreasonable" or "excessive" noise shall be defined as noise measured in excess of 50 dBa between the hours of 9:00 p.m. and 7:00 a.m.

SECTION 6. Methods of Measurement.

A. Noise measurements shall be made with a sound-level meter and compatible octave band analyzer manufactured according to the specifications of the American National Standards Institute, USA Standard Specification for General Purpose Sound Level Meters (51.4-1971) and Preferred Center Frequencies for Acoustical Measurements (51.6-1960) or any subsequent nationally adopted standard superseding the above standards.

B. Except where impractical, sound measurements shall be made from the specific position of the complainant at the premises from which noise complaints are received and shall be made at a height of at least three (3) feet above the ground and three (3) feet away from walls, barriers, obstructions or other sound-reflective surfaces.

Where the nature of the noise permits, the slow response setting shall be used to obtain the noise level on the sound-level meter. The sound analysis curve shall be plotted in decibels upon the noise-rating numbers chart, and the highest portion of the curve in any octave and above a noise-rating curve shall be the noise-rating number for the measurement. The average curve of several noise measurements may be used to plot the sound analysis curve.

C. When detailed sound analysis measurement cannot be made, a measurement of the noise using the A scale of a standard sound-level meter may be made, and the noise-rating number shall be determined by this measurement minus eight (8) decibels.

SECTION 7. Exclusion.

This local law and the standards set hereunder, shall not apply to the following activities: the use and operation of emergency and rescue vehicles; the use and operation of aircraft; the use and operation of snowmaking equipment; the use of fireworks by a municipality or department or agency thereof for by private parties who have received prior approval by the Town Board.

SECTION 8. Penalties for offenses.

Any person who violates the provisions of this local law shall for the first offense be fined up to a maximum of two hundred fifty dollars (\$250.00). Any person who subsequently violates these provisions shall be punished by a fine of up to a maximum of five hundred dollars (\$500.00) for a second offense, seven hundred fifty dollars (\$750.00) for the third offense and one thousand dollars (\$1,000.00) for the fourth and subsequent offenses committed within a twelve (12) month period.

SECTION 9. Effective date.

The provisions of the local law shall be effective immediately.

5. (City local law concerning Charter revision proposed by petition.)

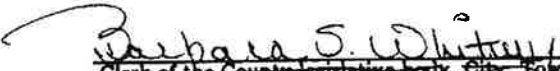
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 19____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the County of _____, State of New York, having been submitted to the electors at the General Election of November _____ 19____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.



Town Clerk
Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body

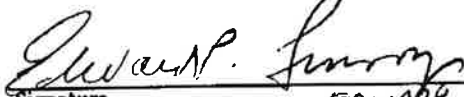
(Seal)

Date: June 21, 1999

(Certification to be executed by ~~County Attorney~~, ~~Corporation Counsel~~, ~~Town Attorney~~, ~~Village Attorney~~ or other authorized Attorney of locality.)

STATE OF NEW YORK
COUNTY OF Essex

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.



Signature EDWARD P. FINNERTY

Town Attorney
Title

~~County~~
~~City~~ of North Elba
~~Town~~
~~Village~~

Date: June 21, 1999

TOWN OF NORTH ELBA

**RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION TO THE NORTHERN
BORDER REGIONAL COMMISSION (NBRC) 2026 CATALYST GRANT PROGRAM FOR THE
CASCADE ACRES WATER AND WASTEWATER IMPROVEMENTS PROJECT AND
DESIGNATING THE AUTHORIZED OFFICIAL**

RESOLUTION NO.: _____

INTRODUCED BY:

WHO MOVED ITS ADOPTION:

SECONDED BY:

WHEREAS the Northern Border Regional Commission (NBRC) is accepting applications under the Catalyst Program through the 2026 NBRC application process; and

WHEREAS, the Town of North Elba desires to submit an application to the Northern Border Regional Commission (NBRC) for funding for the Cascade Acres Wastewater Improvement Project; and

WHEREAS, the NBRC requires the Town to designate an Authorized Official with the authority to submit the application and execute all NBRC investment documents that bind the applicant; and

WHEREAS, the Town acknowledges its responsibility to provide the required local match in accordance with the applicable Northern Border Regional Commission (NBRC) program requirements; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of North Elba hereby authorizes submission of an application to the Northern Border Regional Commission for funding the Cascade Acres Wastewater Improvement Project; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of North Elba hereby authorizes Haley Breen, Community Development Director, to submit the application through the Northern Border Regional Commission (NBRC) Grants Management System (GMS) and to act in connection with the preparation and submission of the application, including the execution of all required application certifications and the provision of any additional information requested during the application review process.

BE IT FURTHER RESOLVED, that the Town Board designates Richard Preston, Town Supervisor, as the Town's Authorized Official for the Northern Border Regional Commission (NBRC) Catalyst Program, with full authority to execute all NBRC investment documents that legally bind the Town, including the grant application, grant agreement, amendments, certifications, reimbursement requests, financial reports, assurances, and any other documents required to receive, administer, and close out the grant, if awarded.

BE IT FURTHER RESOLVED, that the Town Board commits to providing the required local matching funds and authorizes the Town Supervisor to execute all documents necessary to satisfy the Town's obligations under the grant and to implement the project, if awarded.

Duly adopted this _____ day of _____, 2026, by the following vote:

AYES:

NOES:

ABSENT:

**CivicPlus**

302 South 4th St. Suite 500
Manhattan, KS 66502
US

Quote #:
CivicPlus Pricing
Approval Date:
Expires On:

Statement of Work
Q-139846-1
7/21/2026 1:47 PM
8/31/2026

Client:
Town of North Elba, NY

Bill To:
NORTH ELBA TOWN (ESSEX COUNTY),
NEW YORK

SALESPERSON	Phone	EMAIL	DELIVERY METHOD	PAYMENT METHOD
Kevin Hyde		kevin.hyde@civicplus.com		Net 30

Discount(s)

QTY	PRODUCT NAME	DESCRIPTION	12 Month Value
1.00	AMM: Year 1 Annual Fee Discount	Year 1 Annual Fee Discount	USD - 1,325.00
1.00	PDF Accessibility Year 1 Annual Fee Discount	Year 1 Annual Fee Discount	USD - 1,130.00

One-time(s)

QTY	PRODUCT NAME	DESCRIPTION	12 Month Value
1.00	AMM Select: Pro Premium Implementation	Pro Premium Implementation; Includes config. of up to 10 meeting types, up to 10 boards, 1 approval workflow per meeting type, 4 hrs of training, and 2 hrs of consulting; Includes 1 original agenda, 1 original minutes, and 1 original staff report design	USD 3,900.00
1.00	AMM Select: Historical Import Fee without Videos (up to 500)	Historical import of up to 500 meetings; Volume is calculated based on number of meetings being imported; Import does not include any video files	USD 750.00
1.00	DocAccess Implementation	Implementation of DocAccess	USD 1,500.00

Recurring Service(s)

QTY	PRODUCT NAME	DESCRIPTION	12 Month Value
1.00	AMM Select: Pro Annual Fee	AMM Select: Pro Annual Fee	USD 5,300.00
1.00	AMM Select: AI Editing Assistant	AI Editing Assistant is an optional AMMS feature that enables authorized users to enhance agenda and meeting content using integrated AI tools to generate, summarize, rewrite, or polish text in fields like item descriptions, fiscal info, and minutes.	USD 0.00
1.00	DocAccess	DocAccess is a document accessibility platform that scans, converts, and monitors PDF documents on websites to support ADA and Section 508 compliance efforts for users with disabilities.	USD 4,520.00

List Price - Initial Term Total	USD 19,646.89
Total Investment - Initial Term	USD 17,191.89
Annual Recurring Services (Subject to Uplift)	USD 9,820.00

Initial Term	8/17/2026 - 12/31/2027, Renewal Term 1/1 each calendar year
Initial Term Invoice Schedule	100% invoiced on 1/1/2027.
Renewal Procedure	Automatic 1 year renewal term, unless 60 days notice provided prior to renewal date
Annual Uplift	5% to be applied in year 2

This Statement of Work ("SOW") shall be subject to the terms and conditions of the CivicPlus Master Services Agreement and the applicable Solution and Services terms and conditions located at <https://www.civicplus.help/hc/en-us/p/legal-stuff> (collectively, the "Binding Terms"). By signing this SOW, Client expressly agrees to the terms and conditions of the Binding Terms throughout the term of this SOW.

Please note that this document is a SOW and not an invoice. Upon signing and submitting this SOW, Client will receive the applicable invoice according to the terms of the invoicing schedule outlined herein.

Client may issue purchase orders for its internal, administrative use only, and not to impose any contractual terms. Any terms contained in any such purchase orders issued by the Client are considered null and will not alter the Binding Terms, the Agreement or this SOW.

If the customer has subscribed to the DocAccess services, which is evidenced by the DocAccess line item shown above, the covered domains for the service shall be limited to:
<https://northelba.villageoflakeplacid.ny.gov/>

Acceptance of Quote # Q-139846-1

The undersigned acknowledges having read, understood, and agreed to be bound by the binding terms and conditions incorporated into this SOW. This SOW shall become effective as of the date of the last signature below ("Effective Date").

For CivicPlus Billing Information, please visit <https://www.civicplus.com/verify/>

Authorized Client Signature

CivicPlus

By (please sign):

By (please sign):

Printed Name:

Printed Name:

Title:

Title:

Date:

Date:

Organization Legal Name:

Billing Contact:

Title:

Billing Phone Number:

Billing Email:

Billing Address:

Mailing Address: (If different from above)

PO Number: (Info needed on Invoice (PO or Job#) if required)

**CivicPlus**

302 South 4th St. Suite 500
Manhattan, KS 66502
US

Quote #:
CivicPlus Pricing
Approval Date:
Expires On:

Statement of Work
Q-139846-1
8/7/2026 12:38 PM
8/31/2026

Client:
Town of North Elba, NY

Bill To:
NORTH ELBA TOWN (ESSEX COUNTY),
NEW YORK

SALESPERSON	Phone	EMAIL	DELIVERY METHOD	PAYMENT METHOD
Kevin Hyde		kevin.hyde@civicplus.com		Net 30

Discount(s)

QTY	PRODUCT NAME	DESCRIPTION	12 Month Value
1.00	AMM: Year 1 Annual Fee Discount	Year 1 Annual Fee Discount	USD - 1,325.00

One-time(s)

QTY	PRODUCT NAME	DESCRIPTION	12 Month Value
1.00	AMM Select: Pro Premium Implementation	Pro Premium Implementation; Includes config. of up to 10 meeting types, up to 10 boards, 1 approval workflow per meeting type, 4 hrs of training, and 2 hrs of consulting; Includes 1 original agenda, 1 original minutes, and 1 original staff report design	USD 2,925.00
1.00	AMM Select: Historical Import Fee without Videos (up to 500)	Historical import of up to 500 meetings; Volume is calculated based on number of meetings being imported; Import does not include any video files	USD 750.00

Recurring Service(s)

QTY	PRODUCT NAME	DESCRIPTION	12 Month Value
1.00	AMM Select: Pro Annual Fee	AMM Select: Pro Annual Fee	USD 5,300.00
1.00	AMM Select: AI Editing Assistant	AI Editing Assistant is an optional AMMS feature that enables authorized users to enhance agenda and meeting content using integrated AI tools to generate, summarize, rewrite, or polish text in fields like item descriptions, fiscal info, and minutes.	USD 0.00

List Price - Initial Term Total	USD 11,934.47
Total Investment - Initial Term	USD 9,634.47
Annual Recurring Services (Subject to Uplift)	USD 5,300.00

Initial Term	8/17/2026 - 12/31/2027, Renewal Term 1/1 each calendar year
Initial Term Invoice Schedule	100% invoiced on 1/1/2027.
Renewal Procedure	Automatic 1 year renewal term, unless 60 days notice provided prior to renewal date
Annual Uplift	5% to be applied in year 2

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For CivicPlus Billing Information, please visit <https://www.civicplus.com/verify/>

Authorized Client Signature

CivicPlus

By (please sign):

By (please sign):

Printed Name:

Printed Name:

Title:

Title:

Date:

Date:

Organization Legal Name:

Billing Contact:

Title:

Billing Phone Number:

Billing Email:

Billing Address:

Mailing Address: (If different from above)

PO Number: (Info needed on Invoice (PO or Job#) if required)

Resolution #7 2016 - Personalized Signs, Monuments and Plaques

It shall be the Town of North Elba policy that no personalized signs, monuments or plaques to commemorate individual residents on Town owned property shall be permitted except for the following:

1. Those special persons recognized by the Town Board as having exhibited exceptional accomplishments or having contributed exceptional recognition or dedication to community and/or
2. Those instances where the Town Board recognizes a substantial donation or project gift which benefits all residents of the community and/or
3. Those instances where the Town Board initiates or approves any specific memorial donation project or benefit program such a memorial tree, benches, paving stones or other walkways, picnic table etc.

Now therefore be it Resolved, that the Town of North Elba town board approves said resolution to take effect immediately.

Councilman Rand moved and Councilman Doty seconded the motion to approve the resolution regarding signs, monuments and plaques. There being no further discussion, the motion was unanimously carried

In accordance with Resolution No. 7 of 2016, it is hereby resolved that, in order to standardize approved memorials at Craig Wood Golf Course, composite or recycled plastic benches shall be utilized for the placement of memorial plaques or inscriptions.

Memorial benches shall be located at designated tee boxes, with the specific location subject to the approval of the Golf Superintendent.

Individuals requesting a memorial bench shall be responsible for the full cost of the bench and the memorial plaque. To ensure consistency in style and quality, all memorial benches shall be purchased and installed by Town of North Elba Park District personnel.

In special circumstances, including but not limited to memorials honoring long-term employees of the Town of North Elba or the Village of Lake Placid, the Town Board may authorize the Town to purchase the memorial bench. In such cases, the individual or organization requesting the memorial shall remain responsible for the cost of the memorial plaque or inscriptions.

Upon installation, the Town of North Elba shall assume responsibility for the routine care and maintenance of all approved memorial benches. However, the original purchaser of the bench, or their designated representative, shall be responsible for the cost of replacing the bench if, in the judgment of the Town, it has deteriorated due to normal wear, weathering, vandalism, or other conditions that warrant replacement.

Notwithstanding the foregoing, the maximum duration of any memorial bench shall be fifteen (15) years from the date of installation. At the expiration of the fifteen-year period, the memorial bench and plaque may be removed by the Town unless the original purchaser, or their designated representative, elects to purchase a replacement bench in accordance with the Town's memorial bench policy then in effect.

RESTRICTIVE COVENANTS

There shall be no burials in the North Elba Cemetery other than through the Cemetery Manager or Superintendent.

Receiving Casket and Vault

- Body delivery and body removal transit reports are required to be filed in the Town of North Elba Clerk's office. All stored bodies must be removed by June 15th.
- A rental fee of \$40.00 per month will be charged for stored bodies that shall be buried in another cemetery. A deposit of the anticipated rental rate will be paid before receiving the body. Communication with the Cemetery Manager or Superintendent must be made to confirm receipt of a deposit. Should the body be removed prior to the anticipated date, a refund will be made to the payor.
- Rental fees are waived for Town of North Elba residents as well as burials reimbursed by Essex County Social Services.

Gravestones (Headstone) and Corner Markers

- Each plot may have only one (1) upright gravestone.
- All gravestones require a foundation comparable to the size of the stone.
- Additional flat stones are permitted and must be flush with the ground for maintenance purposes.
- Corner markers are recommended. Markers may be purchased and placed by the owner, and must be flush with the ground for purposes of maintenance. Town of North Elba will purchase and installed markers for the cost of \$100.00.
- For Columbarium's, a plaque and limited engraving are provided with the purchase price.

Flowers and Shrubs

- The planting of flowers is limited to an area 12 inches in front of the gravestone and may not extend beyond the width of the gravestone. Town of North Elba employees are not responsible for flowers.
- Artificial flowers, glass enclosures, candles, plastic or ceramic figures are discouraged. In the spring of the year, Town of North Elba Cemetery staff will remove any of these items.
- Christmas decorations must be removed by April 1st.
- The planting of trees, shrubs or any type of bush is not allowed.
- Existing trees, shrubs and bushes must be kept trimmed and maintained by their owners to a height or width not to exceed three (3) feet. Any tree, shrub or bush not properly maintained or which interferes with the operation of the cemetery may be trimmed or removed at the discretion of the Cemetery Manager or Superintendent.
- Benches are not permitted.

*Remove 1st
\$411*