



Essex County Board of Supervisors

P.O. Box 217, 7551 Court Street
Elizabethtown, NY 12932

Telephone: (518) 873-3350

Fax: (518) 873-3356

Stephen McNally,
Chairman
Chairman@essexcountyny.gov

Matthew Brassard,
Vice-Chairman

Judith A. Garrison,
Clerk of the Board
Judith.Garrison@essexcountyny.gov

Clayton Barber
Chesterfield

Clayton Menser, Sr.
Crown Point

Cathleen Reusser
Elizabethtown

Kenneth Hughes
Essex

Matthew Stanley
Jay

Joe Pete Wilson
Keene

Timothy Pierce
Lewis

Stephen McNally
Minerva

Matthew Brassard
Moriah

Mary Lamphear
Newcomb

Richard Preston
North Elba

Chris Clark
North Hudson

Meg Wood
Schroon

Davina Thurston
St. Armand

James O'Bryan
Ticonderoga

Michael K. Tyler
Westport

Tracie McGill
Willsboro

Timothy Follos
Wilmington

September 29, 2026

VIA EMAIL

Richard Preston, Supervisor
Town of North Elba
2693 Main Street
Lake Placid, NY 12946
rpreston@northelba.org

RE: 239 M Referral

Adoption of Local Law - Flood Damage Protection

Dear Mr. Preston,

The Essex County Planning Board considered the above referral concerning the above-referenced matter at its September 14, 2026, meeting and determined that the referral does not have an adverse effect on County Property therefore no recommendation or no comment was made. In addition, the Board supports the FEMA adoption process..

I have enclosed a copy of a portion of the minutes from the Economic Development/ Planning/Publicity Committee meeting at which the referral was considered.

If you have any questions concerning this matter, please do not hesitate to contact me.

Sincerely,


Judith A. Garrison
Clerk of the Board

JAG
Enclosure

cc: Anna Reynolds, Comm. Resources
Jim Dougan, DPW Superintendent

ECONOMIC DEVELOPMENT/PLANNING/PUBLICITY COMMITTEE

Monday, September 14, 2026 - 10:00 AM

Matthew Stanley, Chairperson

Kenneth Hughes, Vice-Chairperson

Chairman Stanley called this Economic Development/Planning/Publicity Meeting to order at 10:03 am with the following Supervisors in attendance: Clayton Barber, Matt Brassard, Kenneth Hughes, Mary Lamphear, Tracie McGill, Clayton Menser, James O'Bryan, Timothy Pierce, Richard Preston, Cathleen Reusser, Matthew Stanley, Davina Thurston, Ike Tyler, Joe Pete Wilson, and Margaret Wood. Chris Clark, Timothy Follos, and Steve McNally had been previously excused.

Department Heads present: Mike Mascarenas, Anna Reynolds, Angie Allen, Jim Dougan, Krissy Leerkes, and Roy Holzer.

Deputy present: Dina Garvey

Also Present: Elizabeth Lee - Cornell Cooperative Extension, Carol Calabrese - IDA, Dan Kelleher and Mary Jane Lawrence - ROOST, Caitlyn Wargo - Adirondack Roots, and Aurora McCaffrey. Nicole Justice-Green - Essex County Land Bank had been previously excused.

STANLEY: It is just after 10:00, we're going to call the Economic Development, Planning and Publicity Committee to order. Up first is going to be the Essex County IDA, Ms. Calabrese.

The first item on the agenda was the Industrial Development Committee with Carol Calabrese reporting as follows:

CALABRESE: Good morning, we've submitted our monthly report, does anybody have any questions or comments for me this morning?

STANLEY: Any questions for the IDA? Looks like you are off quickly, today.

CALABRESE: Thank you very much.

The next item on the agenda was Community Resources with Anna Reynolds reporting as follows:

REYNOLDS: Good morning, there are two referrals, today. The Town of North Elba, only.

Typically, they have combined local laws with the Village of Lake Placid, but this is for the Flood Damage Protection Local Law, so each municipality has to adopt separately. So, this was submitted as a referral, due to the adoption of the Law. There are no intermunicipal or countywide impacts, we approve of the FEMA adoption process and that is the letter that should be delivered.

STANLEY: Can I have a motion to move this referral? Ms. Reusser, second by Mr. Hughes

**ACTION OF THE ESSEX COUNTY PLANNING BOARD
ON REFERRALS RECEIVED FROM THE TOWN OF NORTH ELBA**

The following motion was made by Supervisor Reusser.

Whereas, the Essex County Planning Board has considered the following GML 239 referrals at its regular meeting on September 14, 2026.

REFERRAL
Town of North Elba

PROPOSED ACTION
Adopted of Local Law - Flood Damage Protection

And whereas, none of the referred, proposed actions directly impacts a county road or county property.

Be It Adopted by the Essex County Planning Board that no recommendation or comment on said referral shall be or hereby is made, and we approve the FEMA adoption process.

This motion was seconded by Supervisor Hughes and passed on a vote of 8 in favor, 1 excused, and none opposed.

HUGHES: Mr. Stanley, so I am aware that many of us have to do the Flood Damage Prevention Law update, does this mean that all of us that have to do that will have to pass this through this committee?

TYLER: That was my question.

REYNOLDS: Yeah, so it was in the letter that was submitted to the municipalities. I have actually never seen the letter. I have seen the instruction manual, Joe Pete sent me a copy of it, but if you're adopting a local law that impacts land use, you should submit it for a referral anyway.

HUGHES: Okay

REYNOLDS: But I believe it is in the instructions from FEMA

HUGHES: Okay

PRESTON: Step 5

HUGHES: Step 5? Okay, because it's my understanding in this process and I am kind of saying this because I want to be told wrong or maybe I am educating somebody here, that we just submitted a draft local law to the DEC so that they could take a peek at it and make sure that

what we've submitted, that was vetted by my town attorney is A Ok, we're going to get that back hopefully soon, because I guess the actual law process needs to be adopted with the introduction and public hearing and ratification by December of this year.

REYNOLDS: Yes

HUGHES: So, I just wanted to make sure that I'm not missing a deadline that you potentially have somewhere in that process and I want to make sure that we're on the same page.

REYNOLDS: You're on the right path. We don't have any timeline. It's just about your timeline. So, if you're waiting for comments back from your local law, get those in and then I don't know if you've done SEQR, yet, but then you would do your SEQR.

HUGHES: No

REYNOLDS: Okay, so you have a long way to go at this point.

STANLEY: And there could be a chance for it to be amended again, because I know they sent this out at the beginning of the year and they sent an amendment to it last month.

HUGHES: Yeah, they made some mistakes apparently and corrected themselves.

THURSTON: So, it is my understanding that Bill Tansey has been working on this FEMA local law for many of us and then just last month, like you said, FEMA had sent a thing that said, oh, by the way, you made a mistake, so we want you to do all of this instead, so ironically, they didn't give us an extension on the timeframe, so that was great. But I do not believe that Bill has this ready, because our next Board meeting is tomorrow night and I do not believe that we have the FEMA local law draft ready to do SEQR or move forward in any way. Do you know anything about it?

MASCARENAS: I know that Mr. Tansey was out all week, last week, and I can almost assure you it's likely not ready if there were requested changes by FEMA.

THURSTON: Right, okay, so I don't see how, if that is the case, we will be able to do SEQR, public hearings and get it passed by December, based on that information.

BRASSARD: I was just going to say, I received, before Bill left, I got a final draft back with the comments all corrected and stuff. So, he may have it, you might get it. I don't know when he's coming back.

THURSTON: By tomorrow?

BRASSARD: Yeah

MASCARENAS: I believe he's back today.

THURSTON: Oh okay, good.

MASCARENAS: But I haven't saw him.

THURSTON: Okay, perfect.

PIERCE: I am not on the committee, but we went ahead and passed ours. I got an approval by DEC, made the changes and passed it last Tuesday.

REYNOLDS: Have you held a public hearing?

PIERCE: Yes, that was just before.

STANLEY: Any other discussion? Being none, all those in favor signify by saying aye. Anybody opposed? Motion carries.

REYNOLDS: The Village of Saranac Lake submitted a referral for a special use permit for the Short Term Rental Law. They are rehabbing a basement for 2-units in their home to use as their single family home. There are no intermunicipal or countywide impacts and a letter of comment is recommended.

STANLEY: Can I have a motion? Mr. Hughes, second by Mr. Wilson.

**ACTION OF THE ESSEX COUNTY PLANNING BOARD
ON REFERRALS RECEIVED FROM THE VILLAGE OF SARANAC LAKE**

The following motion was made by Supervisor Hughes.

Whereas, the Essex County Planning Board has considered the following GML 239 referrals at its regular meeting on September 14, 2026.

REFERRAL
Village of Saranac Lake, 45 Grove Street

PROPOSED ACTION
Special Use Permit

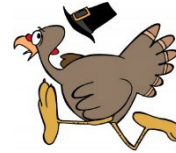
And whereas, none of the referred, proposed actions directly impacts a county road or county property.

Be It Adopted by the Essex County Planning Board that no recommendation or comment on said referral shall be or hereby is made, and the respective referring bodies may take such final action as they deem appropriate.

This motion was seconded by Supervisor Wilson and passed on a vote of 8 in favor, 1 excused, and none opposed.

STANLEY: Discussion? Being none, all those in favor signify by aye. Anybody opposed? Motion carries.

REYNOLDS: We have a training coming up, well the Department of State has a training coming up in Keeseville. They're having it at the Grange, new venue. We typically have it in this building, but we're switching it up this year. I don't know if you all got the flyer. He emailed them to all your public officials, but we'll send another one. It's on the 22nd, next Tuesday.
And I don't know if you received the letter we put on your desks, about how we're going to work with you to on your project update sheets. So, get ahold of us after meetings this fall.



ADIRONDACK MEDICAL CENTER
2233 State Route 86
P.O. Box 471
Saranac Lake, NY 12983
p: 518-891-4141
f: 518-891-1191

ADIRONDACK MEDICAL CENTER/
LAKE PLACID
29 Church Street
Lake Placid, NY 12946
518-523-3311

MERCY LIVING CENTER
114 Wawbeek Avenue
Tupper Lake, NY 12986
518-359-3355

UIHLEIN LIVING CENTER
185 Old Military Road
Lake Placid, NY 12946
518-523-2464

ADIRONDACK DENTAL SERVICES
29 Church Street
Lake Placid, NY 12946
518-523-1122

LAKE PLACID HEALTH CENTER
29 Church Street
Lake Placid, NY 12946
518-523-1717

MOUNTAIN HEALTH CENTER
2841 State Route 73
Keene, NY 12942
518-576-9771

TUPPER LAKE HEALTH CENTER
7 Stetson Road
Tupper Lake, NY 12986
518-359-7000

www.adirondackhealth.org

September 28, 2026

Dear Supervisor Preston and Town Board,

This letter is to request the support from the Town of North Elba for our run/walk event within the Village of Lake Placid and Town of North Elba.

The Annual Adirondack Health **Turkey Trot** will be held on Thanksgiving Day (November 26, 2026) beginning and ending at the Village Beach House on Parkside Drive. The event gets underway at 8:30 AM and is completed by 10:30 AM. Traffic control is maintained by Adirondack Health volunteers. The Lake Placid Police Department have been contacted to further enhance the safety of the event. This year's event will again be a fundraiser for the Lake Placid Food Pantry and Adirondack Health's Fit for Life program.

Insurance for the event will be held under Adirondack Health's policy, with a copy of the insurance endorsement e-mailed to the village clerk 7-10 days prior to the event.

Please feel free to contact me if you have questions.

Sincerely,

Andrea Chamberlain, Manager of Fit for Life/Cardiac Rehabilitation

TOWN OF NORTH ELBAS' PET POLICY (AS PER ADA REGULATIONS)

Service animals are working **animals**, not pets. The work or task a dog had been trained to provide must be directly related to the person's disability. Dogs whose sole function is to provide **comfort** or **emotional support** do not qualify as service **animals** under the Americans with Disabilities Act (ADA).

ADA Requirements: Service Animals – ADA.gov

http://www.ada.gov/service_animals_2010.htm

In compliance with the Americans with Disabilities Act (ADA), the Town of North Elba has adopted a service animal policy.

Guests, Visitors and staff accompanied by service animals have access to our buildings. The Town is permitted under the ADA to ascertain whether the animal is a service animal. Accordingly, and in full compliance with the ADA, Town of North Elba staff may ask two questions in order to determine whether an animal is a service animal:

- 1) IS THAT A SERVICE ANIMAL?**
- 2) WHAT TASK OR FUNCTION IS IT TRAINED TO PERFORM?**

The Town's policy effectively provides notice to everyone encountering the service animal that:

- The allowance of a service animal into a Town building follows the Americans with Disability Act.
- The animal is trained to perform a task or function.
- Health and safety laws ARE NOT broken.

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 in the amount of \$1,000,000; 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:

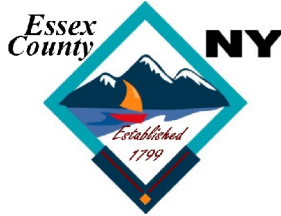
AYES:

NOES:

ABSENT:

County Attorney
Daniel T. Manning

7551 Court Street
P.O. Box 217
Elizabethtown, NY 12932
(518) 873-3380
Fax (518) 873-3894
Daniel.Manning@essexcountyny.gov



ESSEX COUNTY ATTORNEY

Assistant County Attorney
William A. Tansey
(518) 873-3386
Fax (518) 873-3894
William.Tansey@essexcountyny.gov

September 16, 2026

To: Essex County Board of Supervisors

From: Daniel T. Manning

Re: Overriding the NYS Property Tax Cap

Ladies and Gentlemen:

I enclose the materials in the event that you desire to override the New York State Property Tax Cap for the year 2027.

Attached please find samples of a resolution *introducing* the local law to override the tax cap and the Notice of Public Hearing which needs to be published in the newspaper after you pass the resolution *introducing* the local law. This notice must be published in the newspaper and posted on your town signboard five (5) days prior to the Public Hearing. I would use 6 or 7 days to be safe.

Generally, the public hearing is held just before your Regular Board Meeting in November.

A good time frame would be:

1. Pass the resolution introducing the local law at your October meeting and set the date for your Notice of Public Hearing.
2. Publish the legal notice in the newspaper and post on your signboard.
3. After the Public Hearing, and at your November meeting pass the resolution adopting/enacting the local law.
4. Send the Local Law and Filing Form to the Secretary of State. Retain an original in your local law book or indices.

Thereafter, you can pass the budget.

PLEASE NOTE THAT YOU MUST PASS THE LOCAL LAW BEFORE THE PASSAGE OF YOUR BUDGET.

You have until November 20th to pass your budget.

Samples - Resolution Introducing Local Law
Resolution Adopting Local Law
Notice of Public Hearing
Form for Filing



Local Law Filing Instructions

**PLEASE FOLLOW THESE INSTRUCTIONS
WHEN FILING LOCAL LAWS IN THE OFFICE OF THE SECRETARY OF STATE**

1. Each local law shall be filed in the office of the Secretary of State within 20 days after its final adoption or approval as required by section 27 of the Municipal Home Rule Law. The cited statute provides that a local law shall not become effective before it is filed in the office of the Secretary of State.
2. Each local law to be filed shall be an original certified copy.
3. Each local law shall be filed on a form provided by the Department of State. Copies of the local law text must be attached to the form. Only legible copies will be accepted.
4. Submit only the local law form and the text of the local law.
5. In the case of a local law amending a previously enacted local law, the text must be that of the law as amended. Do not include any matter in brackets, with a line through it, italicized or underscored to indicate the changes made. The printed introductory bill number for the proposed local law and explanatory matter must be omitted.
6. The date of filing of a local law is the date on which the local law is placed on file by the Department of State. The Department of State will assign a local law number for indexing purposes. The Department of State's Index Number for a local law may be different from the local law number ascribed by the legislative body of the local government.

It is suggested that municipalities use introductory identifying bill numbers for proposed local laws. After the local law is enacted (and approved by the voters, if required), the local law should then be numbered and submitted to the Department of State for filing.

7. Each copy of a local law filed in the office of the Secretary of State shall have affixed to it a certification by the Clerk of legislative body or other officer designated by the local legislative body. Please complete the appropriate certification on the Department's local law filing form.
8. A copy of each local law may be mailed or delivered to:

NYS Department of State
State Records Unit
One Commerce Plaza, 99 Washington Avenue
Albany, NY 12231.

(DO NOT FILE THIS INSTRUCTION SHEET WITH THE LOCAL LAW)



Department of State
Corporations, State Records & UCC

New York State
Department of State
DIVISION OF CORPORATIONS,
STATE RECORDS AND
UNIFORM COMMERCIAL CODE
One Commerce Plaza
99 Washington Ave.
Albany, NY 12231-0001
dos.ny.gov

Local Law Filing

Pursuant to Municipal Home Rule Law §27

Local Law Number ascribed by the legislative body of the local government listed below:

_____ of the year 20 26

Local Law Title:

Be it enacted by the _____ of the
(Name of Legislative Body)

☐ County ☐ City ☒ Town ☐ Village
(Select one)

of _____ Town Board _____ as follows on the attached pages:
(Name of Local Government)

For Office Use Only

Department of State Local Law Index Number: _____ of the year 20 ____

(The local law number assigned by the Department of State for indexing purposes may be different from the local law number ascribed by the legislative body of the local government.)

Local Law Filing

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto ascribed as local law number _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____ in accordance
(Name of Legislative Body)
with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, ascribed as local law number _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____ and was
(Name of Legislative Body)
(approved)(not approved)(repassed after disapproval) by the _____
(Elective Chief Executive Officer*)
on _____ 20____ in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, ascribed as local law number _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____ and was
(Name of Legislative Body)
(approved)(not approved)(repassed after disapproval) by the _____ on
(Elective Chief Executive Officer*)
_____ 20____.

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____ in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, ascribed as local law number _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____ and was
(Name of Legislative Body)
(approved)(not approved)(repassed after disapproval) by the _____ on
(Elective Chief Executive Officer*)
_____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____ in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

Local Law Filing

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

I hereby certify that the local law annexed hereto, ascribed as local law number _____ of 20 ____ of the City of _____ having 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 _____ 20 ____ became operative.

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

I hereby certify that the local law annexed thereto, ascribed as local law number _____ of 20 ____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20 ____ 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 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 the paragraph _____ above.

(Seal)

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

(Date)

**Certification Regarding
Debarment, Suspension, and Other Responsibility Matters
Primary Covered Transactions**

This certification is required by the regulations implementing Executive Order 12549 and 1268, 2 CFR part 180.

(BEFORE COMPLETING CERTIFICATION, READ INSTRUCTIONS ON REVERSE)

- (1) The prospective primary participant certifies to the best of its knowledge and belief that it and its Board:
- (a) Are not presently debarred, suspended, proposed for disbarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
 - (b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 - (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
 - (d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default.
- (2) Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective primary participant shall attach an explanation to this proposal.

Organization Name:

Town of North Elba

Date

09.29.2026

By

Richard Preston, Supervisor

Name and Title of Authorized Representative

Signature of Authorized Representative

INSTRUCTIONS FOR CERTIFICATION

1. By signing and submitting this proposal, the prospective primary participant is providing the certification set out below.

2. The inability of a person to provide the certification required below will not necessarily result in denial of participation in this covered transaction. The prospective participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.

3. The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction. If it is later determined that the prospective primary participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

4. The prospective primary participant shall provide immediate written notice to the department or agency to which this proposal is submitted if at any time the prospective primary participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

5. The terms "covered transaction," "debarred," "suspended," "ineligible," "lower tier covered transaction," "participant," "person," "primary covered transaction," "principal," "proposal," and "voluntarily excluded," as used in this clause, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. You may contact the department or agency to which this proposal is submitted for assistance in obtaining a copy of those regulations (13 CFR Part 145).

6. The prospective primary participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction.

7. The prospective primary participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion--Lower Tier Covered Transactions," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the ineligibility of its principals. Each participant may, but is not required to, check the Nonprocurement List.

9. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

DISCLOSURE OF LOBBYING ACTIVITIES

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352

Approved by OMB

0348-0046

(See reverse for public burden disclosure.)

1. Type of Federal Action: ☒ a. contract ☐ b. grant ☐ c. cooperative agreement ☐ d. loan ☐ e. loan guarantee ☐ f. loan insurance		2. Status of Federal Action: ☐ a. bid/offer/application ☐ b. initial award ☐ c. post-award		3. Report Type: ☐ a. initial filing ☐ b. material change For Material Change Only: year _____ quarter _____ date of last report _____	
4. Name and Address of Reporting Entity: ☒ Prime ☐ Subawardee Tier _____, if known: Town of North Elba 2693 Main Street Lake Placid NY 12946 Congressional District, if known: Enter CD#			5. If Reporting Entity in No. 4 is a Subawardee, Enter Name and Address of Prime: Congressional District, if known: N/A		
6. Federal Department/Agency: Northern Border Regional Commission			7. Federal Program Name/Description: Catalyst Program CFDA Number, if applicable: 90.601		
8. Federal Action Number, if known: N/A			9. Award Amount, if known: \$ unknown		
10. a. Name and Address of Lobbying Registrant (if individual, last name, first name, MI): N/A - The Grantee will not be engaging in lobbying.			b. Individuals Performing Services (including address if different from No. 10a) (last name, first name, MI): N/A		
11. Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.			Signature: _____ Print Name: <u>Richard Preston</u> Title: <u>Supervisor</u> Telephone No.: <u>518-523-9516</u> Date: <u>09-29-2026</u>		
Federal Use Only:				Authorized for Local Reproduction Standard Form LLL (Rev. 7-97)	

INSTRUCTIONS FOR COMPLETION OF SF-LLL, DISCLOSURE OF LOBBYING ACTIVITIES

This disclosure form shall be completed by the reporting entity, whether subawardee or prime Federal recipient, at the initiation or receipt of a covered Federal action, or a material change to a previous filing, pursuant to title 31 U.S.C. section 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with a covered Federal action. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered Federal action for which lobbying activity is and/or has been secured to influence the outcome of a covered Federal action.
2. Identify the status of the covered Federal action.
3. Identify the appropriate classification of this report. If this is a followup report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last previously submitted report by this reporting entity for this covered Federal action.
4. Enter the full name, address, city, State and zip code of the reporting entity. Include Congressional District, if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the 1st tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in item 4 checks "Subawardee," then enter the full name, address, city, State and zip code of the prime Federal recipient. Include Congressional District, if known.
6. Enter the name of the Federal agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the Federal program name or description for the covered Federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans, and loan commitments.
8. Enter the most appropriate Federal identifying number available for the Federal action identified in item 1 (e.g., Request for Proposal (RFP) number; Invitation for Bid (IFB) number; grant announcement number; the contract, grant, or loan award number; the application/proposal control number assigned by the Federal agency). Include prefixes, e.g., "RFP-DE-90-001."
9. For a covered Federal action where there has been an award or loan commitment by the Federal agency, enter the Federal amount of the award/loan commitment for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, State and zip code of the lobbying registrant under the Lobbying Disclosure Act of 1995 engaged by the reporting entity identified in item 4 to influence the covered Federal action.

(b) Enter the full names of the individual(s) performing services, and include full address if different from 10 (a). Enter Last Name, First Name, and Middle Initial (MI).
11. The certifying official shall sign and date the form, print his/her name, title, and telephone number.

According to the Paperwork Reduction Act, as amended, no persons are required to respond to a collection of information unless it displays a valid OMB Control Number. The valid OMB control number for this information collection is OMB No. 0348-0046. Public reporting burden for this collection of information is estimated to average 10 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, DC 20503.

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. In addition to the penalties in subsection 1 above, any violation of this Land Use Code shall be punishable by a civil penalty of \$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 but not limited to 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. In addition to such civil penalty the Village and/or Town shall be entitled to reasonable attorneys’ fees accrued during the enforcement of any Land Use Code violations. 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.”

New Section 9.5.2. C.3 to read:

“The methods of enforcement as set forth in subsections 1 and 2 above are not exclusive and may be utilized together, alternatively, repeatedly or in any combination thereof until compliance is obtained and the violation is abated. Abatement of the violation does not preclude the exaction of a penalty, fine or collection of attorneys’ fees and costs and such other relief a Court may order.”

New Section 9.5.2. C.4 to read:

“If civil enforcement as defined above entails the Village of Lake Placid or the Town

of North Elba using municipal resources to abate such Land Use Code Violations, the Court shall Order that any such cost to the municipality for remediation be applied as a lien against the Property in violation added to the next annual tax bill to be collected in accordance with the provisions of law and the procedure for the payment of taxes. This provision shall be in addition to any other provision, penalties or powers available to the municipality for the enforcement of this section.”

Current Section 9.5.2. C.2 is renumbered Section 9.5.2. C.5.