

Town of Marcellus
Board Meeting
Wednesday, September 4, 2024
6:30 PM

Call to Order

Salute to Flag

I. **Waive the Reading and Accept the Minutes**

II. **Approve Monthly Financials**

III. **Old Business**

- A. Solar Law
- B. Tim's Pumpkin Patch PUD
- C. Brush Grinding- Green Renewable
- D. General Codes
- E. Set Budget Meetings

IV. **New Business**

- A. Comprehensive Plan- SEQR
- B. Tax Levy Override
- C. Tim's Pumpkin Patch- Extend PUD
- D. West Hill Cross County Meet

V. **Reports From Department Heads**

- A. Codes
- B. Highway
- C. Parks/Rec
- D. Town Clerk - Monthly Report

V. **Discussion Agenda**

- A. Fire Department

VII. **Adjournment**

Future Meeting Dates

Planning/Zoning Meeting- Thursday, September 5, 2024 - 6:30 pm- Town Hall

Budget Meeting- Wednesday, September 11, 2024 - 5:30 pm- Town Hall

Budget Meeting- Wednesday, September 18, 2024 - 5:30 pm- Town Hall

Workshop Meeting- Wednesday, September 18, 2024 - 6:30 pm- Town Hall

Town Board Meeting- Wednesday, October 2, 2024 - 6:30 pm- Town Hall

Workshop Meeting- Wednesday, October 16, 2024 - 6:30 pm- Town Hall

Marcellus Town Board
 Regular Meeting
 Wednesday, August 7, 2024
 6:30 PM

A Regular Meeting of the Town of Marcellus, County of Onondaga, State of New York was held on Wednesday, August 7, 2024, in the Town Hall, 22 East Main Street, Marcellus, New York.

Present: Laurie Stevens	Supervisor
Jeff Berwald	Councilor
Percy Clarke	Councilor
Terry Hoey	Councilor
Gabe Hood	Councilor

Also Present: Jeremy Perry, Deputy Highway Superintendent; Phil Coccia, Recreation Director; Jim Gascon, Town Attorney; Krissy Lanning, Gary and Linda Wilcox, John Pawlewicz, Jane and Mike Ossit, Jim Rossiter, Bill Southern, Erica and Tim Leubner, Steven Bolewski, Lisa Bardou, Chris Christensen, Planning Board; Dave Card, Fire Department; Joel McNally, Fire Department; Suzanne Tobin, Deputy Town Clerk; Rosemary Tozzi, Town Clerk

Waive the Reading and Accept the Minutes: Councilor Hood made a motion seconded by Councilor Berwald to waive the reading and accept the minutes as presented by the Town Clerk. The minutes were from the July 10, 2024, Town Board Meeting and the July 24, 2024, Workshop Meeting.

Ayes – Berwald, Clarke, Hoey, Hood and Stevens Carried

Monthly Activity: The abstract of Audited Vouchers for August 6, 2024, given to the Board Members as submitted by the Town Clerk. Abstract #8 as of August 6, 2024. Claim # 156949-156954.

	<u>Expenses</u>
General Fund	\$5,228.25
Total	\$5,228.25

The abstract of Audited Vouchers for August 7, 2024, given to the Board Members as submitted by the Town Clerk. Abstract #8 as of August 2, 2024. Claim # 156904-156939.

	<u>Expenses</u>
General Fund	\$21,699.42
Part Town General	5,027.68
Townwide Highway	56,332.76
Part Town Highway	2,775.34

Trust and Agency	2,400.00
Total	\$88,235.20

Board Members were given the Activities Report as of July 26, 2024. Fiscal year 2024 Period 7.

	<u>Revenue</u>	<u>Expense</u>
General Fund	(2,448,741.44)	826,166.63
Part Town General	(211,602.10)	89,226.38
Townwide Highway	(166,960.51)	240,115.64
Part Town Highway	(331.20)	127,909.61
Fire District	(398,672.29)	298,950.75
Hydrant Fund	(3,078.99)	1,715.64
Ambulance Fund	(313,380.74)	235,023.75
Sewer District	(195,953.02)	195,952.00
Water District	(182,328.57)	84,191.86

Bank Balances:

The total of all Bank Balances for June 2024 is \$4,474,641.82

Councilor Hoey made a motion seconded by Councilor Clarke to approve the Abstract of Audited Voucher Reports as of August 6, 2024, August 2, 2024, and the Activities Report as of July 26, 2024, and the Bank Balances of June 2024.

Ayes – Berwald, Clarke, Hoey, Hood and Stevens Carried

Old Business:

Solar Law: Jim Gascon, Town Attorney recommended this be tabled until the Workshop meeting on September 18, 2024, to give the Planning and Zoning Board time to review the proposed updated law. The Town Board agreed.

Tim’s Pumpkin Patch PUD: The Town Board has not received the updated site plan and drawings from RZ Engineering. This topic has been tabled until the documents have been received.

New Business:

Insurance Renewal: The Town Board tabled this topic due to questions about coverage and rates.

Sign Kubota Contract: Councilor Berwald made a motion seconded by Councilor Hood to approve Supervisor Stevens to sign the contract for the park to purchase a new Kubota.

Ayes – Berwald, Clarke, Hoey, Hood and Stevens Carried

Haunted Park: The Chamber of Commerce is asking the Town Board permission to host the 3rd Haunted Park event to be held on October 26, 2024. This event will once again be free. The Chamber of Commerce is looking for sponsors. The park has been reserved for the event. Councilor Clarke made a motion seconded by Councilor Berwald to approve the Chamber of Commerce to hold the Haunted Park event at the Park on October 26, 2024.

Ayes – Berwald, Clarke, Hoey, Hood and Stevens

Carried

Welcome Center- Electrical Quotes: Three bids were received for the electrical work at the Welcome Center.

JRC Electric and Sons \$16,339.50

Myraid Construction \$16,400.00

KS Electric Services \$20,687.50

Councilor Berwald made a motion seconded by Councilor Hood to approve JRC Electric as the low bid and award them the contract for the electric work at the Welcome Center.

Ayes – Berwald, Clarke, Hoey, Hood and Stevens

Carried

Departments Reports:

Codes: John Houser was absent from the meeting

Highway: Nothing to report

Parks/Rec: Phil Coccia, Recreation Director; reported recreation had a great summer with all the programs and staff.

Town Clerk: Rosemary Tozzi, Town Clerk, presented the monthly report for June 2024.

Dog Licensing \$509.00

Certified Copies-Marriage \$20.00

Passport \$140.00

Conservation \$25.59

Marriage Licensing \$25.00

Building \$872.00

Zoning Fees \$510.00

Discussion Agenda:

Fire Department:

Contract: The Fire Department would like to make a few changes to the contract for 2025. They would like the quarterly reports' due dates and pay schedule to be changed to January, April, July and October. The Board discussed they want a more detailed report as stated in the contract. The Fire Department would like to change the semi-annual independent audit to an annual audit. Lastly, they would like to increase the Truck & Equipment reserve from \$60,000.00 to \$100,000.00. It was decided that they will discuss some of the changes requested during the budget meetings.

Service Awards Program: The Fire Department is looking for support from the Town Board to increase the service awards from \$700 to \$1,200 and reducing the age from 65 to 55. Jim Gascon, Town Attorney was going to investigate the voting process needed to amend the Service Awards. After some decision it was decided to discuss this topic in more detail during the budget meetings.

Chicken Barbecue Dinner: Jim Gascon is a member of the Olde Home Days Committee. He approached the Town Board regarding bringing back the chicken barbecue dinner. Mr. Gascon asked if the Town Board would be willing and able to hire a few extra kids to help dispense the food. Phil Coccia and the Town Board agreed it would not be an issue. The Town would be reimbursed by the Rotary Club for the payroll.

Adjournment: Councilor Hood made a motion seconded by Councilor Hoey to adjourn the meeting at 7:08 pm.

Ayes – Berwald, Clarke, Hoey, Hood and Stevens

Carried

Respectfully submitted,

Rosemary Tozzi
Town Clerk

Marcellus Town Board
Workshop Meeting
Wednesday, August 21, 2024
6:30 PM

A Workshop Meeting of the Town of Marcellus, County of Onondaga, State of New York was held on Wednesday, August 21, 2024, in the Town Hall, 22 East Main Street, Marcellus, New York.

Present: Laurie Stevens	Supervisor
Jeff Berwald	Councilor
Percy Clarke	Councilor
Terry Hoey	Councilor
Absent: Gabe Hood	Councilor

Also Present: Mike Ossit, Highway Superintendent; John Houser, Codes Officer; Phil Coccia, Recreation Director; Jim Gascon, Town Attorney; Sue March, Jerry Wickett, Whitney Lash-Marshall, Jim Rossiter, Bill Southern, Gary and Linda Wilcox, Tom Lathrop, Erica and Tim Leubner, Steven Bolewski, Dave Card, Fire Department; Rosemary Tozzi, Town Clerk

Abstract of Audited Vouchers: The Abstract of Audited Vouchers was given to the Board Members as submitted by the Town Clerk. Abstract #8 as of August 20, 2024. Claim #'s 157014-157025.

Expense

General Fund	\$34,288.44
Part Town General	1,937.12
Townwide Highway	1.77
Part Town Highway	3,403.75
Trust and Agency	581.05
Total	\$40,212.13

The Abstract of Audited Vouchers was given to the Board Members as submitted by the Town Clerk. Abstract #8 as of August 15, 2024. Claim #'s 156955-157004.

Expense

General Fund	\$92,392.86
Part Town General	27.32
Townwide Highway	698.12
Part Town Highway	2,510.30
Fire District	413.00

Water District	90,447.00
Trust and Agency	1,243.53
Total	\$187,732.13

The Abstract of Audited Vouchers was given to the Board Members as submitted by the Town Clerk. Abstract #8 as of August 22, 2024. Claim # 157026.

Expense	
Townwide Highway	\$594.53
Total	\$594.53

Councilor Hoey made a motion seconded by Councilor Berwald to approve the Abstract of Audited Vouchers and pay the bills as of August 21, 2024.

Ayes –Berwald, Clarke, Hoey and Stevens Carried

Old Business:

Tim's Pumpkin Patch PUD: The Town Board received the final site plan. This topic has been tabled for review.

Solar Law: This topic has been tabled for review by the Planning and Zoning Board.

Insurance Renewal: After reviewing the documents provided by Reagan Insurance it was determined the vehicles are covered with comprehensive and collision insurance. The renewal rate is going up 2.15%. The premium increase is \$1,309.27 for a total renewal rate of \$62,165.98. Councilor Clarke made a motion seconded by Councilor Hoey to approve the increase in renewals for the building and equipment.

Ayes –Berwald, Clarke, Hoey and Stevens Carried

Comprehensive Plan: Jerry Wickett informed the Town Board that the open house and public hearing went well. The residents had no questions regarding the plan. There were a few typos in the draft version. Once the corrections have been made the Town Board will get an updated plan. Once the Town receives the Final Plan it will be sent to the County Planning.

New Business:

Fall Trash Days: Dates for 2024 Fall Trash Days will be September 27th- 28th and October 4th- 5th. Hours of operation will be 8:00am-12:00pm. Permit fees will remain the same as the Spring Trash Days. There will not be a shred day and electronics will not be accepted during the Fall Trash Days. Councilor Clarke made a motion seconded by Councilor Hoey to set the Fall Trash Days for September 27th-28th and October 4th-5th.

Ayes –Berwald, Clarke, Hoey and Stevens Carried

Baltimore Woods: Baltimore Woods is asking for a letter of support for the NYS Parks ZBGA Capital Grant. The grant would allow them to expand onto the current John Weeks Interpretive Center that would create a new entrance with new restrooms that would be fully accessible and available when the building is closed. They will also be adding additional meetings, education, programs, staff office space and doubling the main parking lot. Councilor Hoey made a motion seconded by Councilor Berwald to authorize the Town Supervisor to sign a letter of support for Baltimore Woods.
Ayes –Berwald, Clarke, Hoey and Stevens Carried

Receive Tentative Budget: The Town Clerk presented the Town Board with their copy of the tentative budget. Contained in the packets is the department’s request for their 2025 budget.

Budget Meeting Dates: The Town Board set a budget meeting date for August 28, 2024, at 5:30pm. More budget meeting dates will follow.

General Codes- Sign Law Update: An estimated fee of \$710.00-\$830.00 to update the online General Codes and hard copies with the new Sign Law. The fees are based on document size. This was not put into the 2024 budget. The Town will also need to update more laws soon with additional fees from General Codes. The Town pays a maintenance fee of \$1,195.00; the annual maintenance fee does not include any updates to the online laws or the five General Codes books. The Town Board has tabled this topic to be discussed during the budget meetings.

Brush Grinding Contract- Green Renewable: This topic has been tabled until the following meeting on September 4, 2024.

Town of Marcellus Plowing Agreement w/ Onondaga County: Supervisor Stevens received an email from the County. They need the following documents to prepare their contract with the Town, conflict of interest affidavit and proof of the following insurance, general, automobile and umbrella liability as well as proof of workers compensation and disability benefits. Councilor Berwald made a motion seconded by Councilor Clarke to approve Supervisor Stevens to sign the conflict-of-interest affidavit and submit the insurance contracts to the County for the snowplow contract.
Ayes –Berwald, Clarke, Hoey and Stevens Carried

Speed Limit Reduction- Rose Hill Road: The Town received a letter from the Department of Transportation stating that based on the existing roadside development, crash analysis, and test drives the investigation determined extending the 40 mph approximately a quarter mile to the north, past CR-27A, is appropriate at this time. New signs will be installed implementing the lower speed limit.

Discussion Agenda:

Fire Department: Dave Card asked the Town Board if anyone on the Board would like to join the community wide recruitment program. Dave Card also asked about the budget process. He was instructed to call Lori Petrocci, budget officer.

Highway: The XC Invitational is a race taking place in October at the Park. They are expecting over 1,000 people and would like to use the Highway parking lot for crowd control. The Town Board had no issue with the highway parking lot being used.

Parks/Recreation: Phil Coccia thanked Steve and John for their work on the gazebo.

Supervisor Stevens requested a meeting with Council.

Adjournment: Councilor Hoey made a motion seconded by Councilor Clarke to adjourn the Workshop Meeting at 6:57pm.

Ayes –Berwald, Clarke, Hoey and Stevens

Carried

Respectfully submitted,

Rosemary Tozzi
Town Clerk

TOWN OF MARCELLUS
TOWN BOARD BUDGET MEETING MINUTES
August 28, 2024

A Budget Meeting of the Town Board of the Town of Marcellus, County of Onondaga, State of New York was held on Wednesday, August 28, 2024, in the Town Hall, 22 E. Main Street, Marcellus, New York. Those present were:

Laurie Stevens, Supervisor
Jeff Berwald, Councilor
Percy Clarke, Councilor
Terry Hoey, Councilor
Gabe Hood, Councilor

Also Present: Lori Petrocci, Budget Officer.

Supervisor Stevens gave an overview of the Tentative Budget summary sheet along with discussing each department's budget requests with the board.

Discussion took place regarding the addition of a reserve line being added to the Park Budget which would allocate a specific dollar amount to the Park Capital Reserve each year. It was decided to add the additional line to the Park Budget.

It was also noted that projected revenues should more accurately be reflected in the budget.

The next budget meeting will be held on Wednesday, September 4th at 5:30 p.m.

The meeting concluded at 6:40 p.m.

Respectfully submitted,

Lori Petrocci
Budget Officer



155 State Street
Manchester, NY 14504
585-402-8710
585-289-3006 (f)

12 August 2024

Town of Marcellus
4264 Slate Hill Road
Marcellus, NY 13108

REFERENCE: BRUSH GRINDING

ATTENTION: MR. DON MACLACHLAN

GREEN RENEWABLE OF MANCHESTER, NY, INC. is pleased to submit a proposal for the following services:

Grinding of Brush Pile at 4264 Slate Hill Road, Marcellus, NY

- GREEN RENEWABLE OF MANCHESTER, NY, INC. will grind and process yard waste stockpile.
- TOWN OF MARCELLUS will provide equipment and operator for grinding and loading out trucks.
- TOWN OF MARCELLUS will provide fuel for equipment.

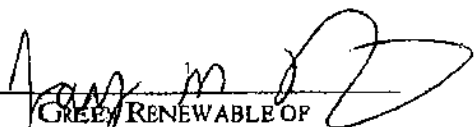
CONTRACT AGREEMENT:

- One-Year Contract: \$8,500 (9/1/2024 to 9/1/2025)
 - Town of Marcellus: \$4,250
 - Village of Marcellus: \$4,250

ACCEPTED IN ACCORDANCE WITH THE CONDITIONS AND AGREEMENTS SET FORTH HEREIN:

Accepted this _____ day of _____, 2024

BY: _____
Town of Marcellus

BY: 
GREEN RENEWABLE OF
MANCHESTER, NY, INC.

TITLE: _____

TITLE: Procurement Manager

**TOWN OF MARCELLUS
LOCAL LAW NO. ___ OF 2024**

**A LOCAL LAW OVERRIDING THE TAX LEVY LIMIT ESTABLISHED
IN GENERAL MUNICIPAL LAW §3-C IN THE TOWN OF MARCELLUS**

Be it enacted by the Town Board of the Town of Marcellus as follows:

Section 1. LEGISLATIVE INTENT

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Marcellus, County of Onondaga pursuant to General Municipal Law §3-c, and to allow the Town of Marcellus to adopt a Town budget for (a) Town purposes; (b) fire protection districts; and (c) any other special or improvement district governed by the Town Board for the fiscal year 2025, that requires a real property tax levy in excess of the “tax levy limit” as defined by the General Municipal Law §3-c.

Section 2. AUTHORITY

This local law is adopted pursuant to Subdivision 5 of the General Municipal Law §3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by a vote of sixty percent (60%) of the Town Board.

Section 3. TAX LEVY LIMIT OVERRIDE

The Town Board of the Town of Marcellus, County of Onondaga, is hereby authorized to adopt a budget for the fiscal year 2025 that requires a real property tax levy in excess of the limit specified in General Municipal Law §3-c.

Section 4. SEVERABILITY

If any clause, sentence, paragraph, section, article or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operations to the clause, sentence, paragraph, section, article, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section 5. EFFECTIVE DATE

This Local Law shall take effect upon filing with the Secretary of State.

**TOWN OF MARCELLUS
TOWN BOARD RESOLUTION**

September ____, 2024

TOWN OF MARCELLUS LOCAL LAW NO. __ OF 2024
(“A Local Law Overriding the Tax Levy Limit Established
in General Municipal Law §3-c in the Town of Marcellus”)

_____ introduced proposed Local Law No. __-2024, relating to the ability of the Town of Marcellus to override the limit on the amount of real property taxes that may be levied by the Town of Marcellus pursuant to General Municipal Law §3-c, and to allow the Town of Marcellus to adopt a Town budget for the fiscal year 2025 in excess of the “tax levy limit,” if necessary, and made the following motion, which was seconded by _____:

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Marcellus, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed enactment of said Local Law, with the result that the Town Board shall act as lead agency in this matter; and

WHEREAS, the adoption to said Local Law is an unlisted action for purposes of environmental review under SEQR; and

WHEREAS, the Town Board has determined that a short environmental assessment form (EAF) shall be required in connection with this matter; and

WHEREAS, the said EAF has been prepared and has been reviewed by the Town Board; and

WHEREAS, the Town Board has considered the adoption of said Local Law, has considered the criteria contained in 6 N.Y.C.R.R. Part 617.7 and has compared the impacts which may be reasonably expected to result from the adoption of said Local Law against said criteria.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that the enactment of proposed Local Law No. ____-2024 is an unlisted action, there are no other involved agencies and this Board shall act as lead agency in this matter for purposes of SEQR review; and it is further

RESOLVED AND DETERMINED, the Town Board has determined this action shall have no significant adverse impact on the environment; that, accordingly, an environmental impact statement (EIS) shall not be required; and that this resolution shall constitute a negative declaration under SEQR; and it is further

RESOLVED AND DETERMINED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. ____-2024 at the Town Hall located at 22 E. Main Street, Marcellus, New York 13108 on October ___, 2024, at 6:30 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard, at which time all persons interested in the subject shall be heard; and it is further

RESOLVED AND DETERMINED, that notice of said public hearing shall be provided at least five (5) days prior to the date of said public hearing in a newspaper of general circulation within the Town of Marcellus and to any affected municipalities described above.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

Laurie Stevens	Town Supervisor	Voted	Yes/No
Jeff Berwald	Councilor	Voted	Yes/No
Percy Clarke	Councilor	Voted	Yes/No
Gabe Hood	Councilor	Voted	Yes/No
Terry Hoey	Councilor	Voted	Yes/No

The foregoing resolution was thereupon declared duly adopted.

DATED: September ____, 2024

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 I – Project and Sponsor Information			
Town of Marcellus Town Board			
Name of Action or Project: Local Law No. ___-2024: A Local Law Overriding the Tax Levy Limit Established in General Municipal Law §3-c in the Town of Marcellus			
Project Location (describe, and attach a location map): Town of Marcellus			
Brief Description of Proposed Action: Enactment of a Local Law to override the limit on the amount of real property taxes that may be levied by the Town of Marcellus, County of Onondaga pursuant to General Municipal Law §3-c, and to allow the Town of Marcellus to adopt a Town budget for (a) Town purposes; (b) fire protection districts; and (c) any other special or improvement district governed by the Town Board for the fiscal year 2024, that requires a real property tax levy in excess of the "tax levy limit" as defined by the General Municipal Law §3-c.			
Name of Applicant or Sponsor: Town of Marcellus Town Board		Telephone: 315-673-3269 E-Mail: clerk@marcellusny.com	
Address: 22 East Main Street			
City/PO: Marcellus		State: New York	Zip Code: 13108
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.			NO <input type="checkbox"/>
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:			YES <input checked="" type="checkbox"/>
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			YES <input type="checkbox"/>
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): <input type="checkbox"/> Parkland			

	NO	YES	N/A
5. Is the proposed action, <ul style="list-style-type: none"> a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan? 	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? 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?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
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? 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?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
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? 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: _____ _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:

Shoreline Forest Agricultural/grasslands Early mid-successional
 Wetland Urban Suburban

15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered? NO YES

16. Is the project site located in the 100-year flood plan? NO YES

17. Will the proposed action create storm water discharge, either from point or non-point sources?
If Yes, NO YES

 a. Will storm water discharges flow to adjacent properties?

 b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?
If Yes, briefly describe:

18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? NO YES
If Yes, explain the purpose and size of the impoundment:

19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? NO YES
If Yes, describe:

20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? NO YES
If Yes, describe:

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor/name: Town of Marcellus Town Board Date: September, 2024

Signature: Laurie Stevens Title: Town Supervisor

Project: LL ____-2024 Tax Levy Override
 Date: September ____, 2024

**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?	<input checked="" type="checkbox"/>	
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	
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?	<input checked="" type="checkbox"/>	
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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing: a. public / private water supplies? b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	
	<input checked="" type="checkbox"/>	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	

Project:	LL ____-2024
Date:	September __, 2024

**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.

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.

Town of Marcellus Town Board	September __, 2024
Name of Lead Agency	Date
Laurie Stevens	Town Supervisor
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)

PRINT FORM

Short Environmental Assessment Form
Part 1 – Project Information

**A LOCAL LAW OVERRIDING THE TAX LEVY LIMIT ESTABLISHED
IN GENERAL MUNICIPAL LAW §3-C IN THE TOWN OF SPAFFORD**

Part 1 - Question 1: Narrative Description

To enact a Local Law to override the limit on the amount of real property taxes that may be levied by the Town of Marcellus, County of Onondaga pursuant to General Municipal Law §3-c, and to allow the Town of Spafford to adopt a Town budget for (a) Town purposes; (b) fire protection districts; and (c) any other special or improvement district governed by the Town Board for the fiscal year 2025, that requires a real property tax levy in excess of the “tax levy limit” as defined by the General Municipal Law §3-c.

**TOWN OF MARCELLUS
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that there has been presented to the Town Board of the Town of Marcellus, New York, on September ___, 2024, proposed Local Law No. ___-2024 titled, "A Local Law Overriding the Tax Levy limit Established in General Municipal law §3-c in the Town of Marcellus." Said Local Law, if enacted, would override the limit on the amount of real property taxes that may be levied by the Town of Marcellus, County of Onondaga pursuant to General Municipal Law §3-c, and to allow the Town of Marcellus to adopt a Town budget for (a) Town purposes; (b) fire protection districts; and (c) any other special or improvement district governed by the Town Board for the fiscal year 2025, that requires a real property tax levy in excess of the "tax levy limit" as defined by the General Municipal Law §3-c. The full text of said Local Law is on file at the Town Clerk's Office at the Town Hall located at 22 E. Main Street, Marcellus, New York 13108, for inspection by all interested persons.

NOTICE IS FURTHER GIVEN that on September ___, 2024, the Town Board determined that this proposed Local Law is an unlisted action pursuant to the State Environmental Quality Review Act and a negative declaration was adopted at that time.

NOTICE IS FURTHER GIVEN that the Town Board will hold a public hearing to consider proposed Local Law No. ___-2024 at the said Town Hall on October ___, 2024, at 6:30 p.m. or as soon thereafter as the matter can be heard, at which time all persons interested will be heard.

DATED: September ___, 2024

ROSEMARY TOZZI, Town Clerk

AFFIDAVIT OF POSTING

STATE OF NEW YORK)
COUNTY OF ONONDAGA)ss.:

ROSEMARY TOZZI, being duly sworn, deposes and says that she is the Town Clerk of the Town of Marcellus, Onondaga County, New York, and that on the ____ day of _____, 2024, she affixed the attached Notice of Public Hearing on the signboard maintained pursuant to Town Law Section 30 (6) near the entrance to the Town Clerk’s Office in the Marcellus Town Hall located at 22 E. Main Street, Marcellus, New York 13108

ROSEMARY TOZZI, Town Clerk

Subscribed and sworn to before me
this ____ day of _____, 2024.

Notary Public

Local Law 2024 (Tax Levy Override)

**TOWN OF MARCELLUS
TOWN BOARD RESOLUTION**

October __, 2024

TOWN OF MARCELLUS LOCAL LAW NO. __ OF 2024
(“A Local Law Overriding the Tax Levy Limit Established
in General Municipal Law §3-c in the Town of Marcellus”)

The following resolution was offered by Councilor _____, who moved its adoption, seconded by Councilor _____, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law titled Local Law No. __-2024, “A Local Law Overriding the Tax Levy Limit Established in General Municipal Law §3-c in the Town of Marcellus,” was presented and introduced at a regular meeting of the Town Board of the Town of Marcellus held on September __, 2024; and

WHEREAS, a public hearing was held on such proposed local law on October __, 2024, by the Town Board of the Town of Marcellus and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Town Board of the Town of Marcellus in its final form in the manner required by Section 20 of the Municipal Home Rule Law of the State of New York; and

WHEREAS, Volume 6 N.Y.C.R.R., Section 617 of the Regulations relating to Article 8 of the New York State Environmental Conservation Law of New York (SEQRA), requires that as early as possible in the consideration of a proposed action, an involved agency shall make a determination whether a given action is subject to the aforementioned law; and

WHEREAS, on September ___, 2024, the Town Board declared itself lead agency and determined that the enactment of proposed Local Law No. ___-2024 is an unlisted action and will have no significant effect on the environment, issuing a negative declaration, thus concluding environmental review under State Environmental Quality Review Act; and

WHEREAS, it is in the public interest to enact said proposed Local Law No. ___-2024.

NOW, THEREFORE, it is

RESOLVED that the Town Board of the Town of Marcellus, Onondaga County, New York, does hereby enact Proposed Local Law No. ___-2024 as Local Law No. ___-2024 as follows:

**“TOWN OF MARCELLUS
LOCAL LAW NO. ___ OF 2024**

**A LOCAL LAW OVERRIDING THE TAX LEVY LIMIT ESTABLISHED
IN GENERAL MUNICIPAL LAW §3-C IN THE TOWN OF MARCELLUS**

Be it enacted by the Town Board of the Town of Marcellus as follows:

Section 1. LEGISLATIVE INTENT

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Marcellus, County of Onondaga pursuant to General Municipal Law §3-c, and to allow the Town of Marcellus to adopt a Town budget for (a) Town purposes; (b) fire protection districts; and (c) any other special or improvement district governed by the Town Board for the fiscal year 2025, that requires a real property tax levy in excess of the “tax levy limit” as defined by the General Municipal Law §3-c.

Section 2. AUTHORITY

This local law is adopted pursuant to Subdivision 5 of the General Municipal Law §3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by a vote of sixty percent (60%) of the Town Board.

Section 3. TAX LEVY LIMIT OVERRIDE

The Town Board of the Town of Marcellus, County of Onondaga, is hereby authorized to adopt a budget for the fiscal year 2025 that requires a real property tax levy in excess of the limit specified in General Municipal Law §3-c.

Section 4. SEVERABILITY

If any clause, sentence, paragraph, section, article or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operations to the clause, sentence, paragraph, section, article, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section 5. EFFECTIVE DATE

This Local Law shall take effect upon filing with the Secretary of State.”

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

Laurie Stevens	Town Supervisor	Voted	Yes/No
Jeff Berwald	Councilor	Voted	Yes/No
Percy Clarke	Councilor	Voted	Yes/No
Gabe Hood	Councilor	Voted	Yes/No
Terry Hoey	Councilor	Voted	Yes/No

The foregoing resolution was thereupon declared duly adopted.

DATED: October __, 2024

CERTIFICATE

STATE OF NEW YORK)
COUNTY OF ONONDAGA)

I, the undersigned Town Clerk of the Town of Marcellus, Onondaga County, New York,
DO HEREBY CERTIFY:

That I have compared the foregoing Resolution with the original thereof on file in the Office of the Town Clerk of the Town of Marcellus, and that the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting and that, pursuant to Section 103 of the Public Officers Law, said meeting was open to the general public.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on October ____, 2024.

ROSEMARY TOZZI, Town Clerk

(SEAL)

Local Law Filing

(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
(Select one:)

of Marcellus

Local Law No. of the year 2024

Overriding the Tax Levy Limit

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

County City Town Village
(Select one:)

of Marcellus as follows:

**TOWN OF MARCELLUS
LOCAL LAW NO. OF 2024**

**A LOCAL LAW OVERRIDING THE TAX LEVY LIMIT ESTABLISHED
IN GENERAL MUNICIPAL LAW §3-C IN THE TOWN OF MARCELLUS**

Be it enacted by the Town Board of the Town of Marcellus as follows:

Section 1. LEGISLATIVE INTENT

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Marcellus, County of Onondaga pursuant to General Municipal Law §3-c, and to allow the Town of Marcellus to adopt a Town budget for (a) Town purposes; (b) fire protection districts; and (c) any other special or improvement district governed by the Town Board for the fiscal year 2025, that requires a real property tax levy in excess of the “tax levy limit” as defined by the General Municipal Law §3-c.

Section 2. AUTHORITY

This local law is adopted pursuant to Subdivision 5 of the General Municipal Law §3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by a vote of sixty percent (60%) of the Town Board.

Section 3. TAX LEVY LIMIT OVERRIDE

The Town Board of the Town of Marcellus, County of Onondaga, is hereby authorized to adopt a budget for the fiscal year 2025 that requires a real property tax levy in excess of the limit specified in General Municipal Law §3-c.

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

Section 4. SEVERABILITY

If any clause, sentence, paragraph, section, article or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operations to the clause, sentence, paragraph, section, article, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section 5. EFFECTIVE DATE

This Local Law shall take effect upon filing with the Secretary of State.

(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, designated as Local Law No. ___ of 2024 of the Town of Marcellus was duly passed by the Town Board on October ___, 2024, in accordance 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, designated as local law No. ___ of 20__ of the Town of Marcellus was duly passed by the Town Board on _____, 20__, and was (approved/not approved/ repassed after disapproval) by the Town Board and was deemed duly adopted on _____, 20__, in accordance with the applicable provisions of law.~~

3. **(Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. ___ of 20__ of the Town of Marcellus was duly passed by the Town Board on _____, 20__, and was (approved/not approved/ repassed after disapproval) by the Town Board on _____, 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, designated as local law No. ___ of 20__ of the Town of Marcellus was duly passed by the Town Board on _____, 20__, and was (approved/not approved/ repassed after disapproval) by the Town Board on _____, 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.~~

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 20__ 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 _____, 20__, 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 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 paragraph 1 above.

ROSEMARY TOZZI, Town Clerk

(Seal)

Date: October ___, 2024

Jane Attley

From: runrun <runrunreid@aol.com>
Sent: Thursday, August 29, 2024 11:50 PM
To: Jane Attley
Subject: Use of Marcellus Park for Cross Country Meet on 10/30/24

Hello,

Please accept this email as a request to use Marcellus Park for a Cross Country meet on 10/30/24.

We have used Marcellus Park for our Liberty Division League Championship Meet the last two years and have greatly appreciated the opportunity to use the park during these events.

I called the Marcellus Park offices and was informed that I would need to submit a request to the Marcellus Town Board for approval.

Below is some information regarding our request for use of the park:

- We would like to schedule the meet for 10/30/24
- There are two races that would take place as part of this meet (a boys race and a girls race).
- The races would take place at 4:15pm and 5:00pm
- Races should be over by 5:45pm. We will clean up and remove all course markings immediately following the second race
- We would some time during the day prior to the meet to set up the race course. This would essentially include placing some flagging around the course (which would be removed immediately following the meet).
- We would ideally like to request the use of the bathroom facilities during our event. We would, if allowed, also have some port-a-potties delivered for additional use.

Please let me know if any additional information is necessary to address our request for use of Marcellus Park.

Thanks very much for your consideration of our request.

Have a great day,
Dan Reid