

**Village of Port Dickinson
Monthly Board Meeting
March 8, 2022**

Officers Present:

Mayor
Trustees

Kevin M. Burke
Michael Cashman
James DeGennaro
Charles Harding
Robert Moss
Nathan VanWhy
Susan Fox
Sandra Reifler

Attorney
Clerk
Treasurer

The meeting was called to order at 6:00 pm by Mayor Kevin Burke

PUBLIC HEARING:

- 1. Proposed Local Law No. 2- 2022 entitled “A Local Law Amending the Schedule of Zoning Regulations”
Mayor Burke explained that there were clarifications as the Regulations were being converted to new format and updates as suggested by Broome County Planning

Motion by Trustee Harding, seconded by Trustee Cashman, for a Resolution closing the Public Hearing

AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING, MOSS
NAY NONE

PUBLIC COMMENT:

APPROVAL OF MINUTES:

Motion by Trustee DeGennaro, seconded by Trustee Harding, for a resolution to approve the February 8 & 22, 2022 minutes.

AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING, MOSS
NAY NONE

TREASURER’S REPORT:

On file with the Village Clerk. Finishing Budget preparation. The tax cap for the 2022-2023 budget is 2%.

AUDIT AND PAYMENT OF CLAIMS: Abstract #16 (2021-2022)

Motion by Trustee Harding, seconded by Trustee Cashman, to pay claims as listed on the Abstract of Unaudited Vouchers for the General Fund for \$18,672.44

AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING, MOSS
NAY NONE

Motion by Trustee Moss, seconded by Trustee Harding, to pay claims as listed on the Abstract of Unaudited Vouchers for the Water Fund for \$122.84

AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING, MOSS
NAY NONE

Motion by Trustee Moss, seconded by Trustee Harding, to pay claims as listed on the Abstract of Unaudited Vouchers for the Sewer Fund for \$6,184.52

AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING, MOSS
NAY NONE

TRUSTEE-COMMISSIONER REPORTS:

Administration/Community Association – Charles Harding, Trustee

Trustee Harding requested the status of the donated generator for Village Hall. Mayor Burke responded that the contractor has the generator and is waiting for the Village to have a concrete pad poured for placement of the generator.

Planning

Meeting 3/15/2022 at 5:30pm on Binghamton PreCast application

Public Works – Michael Cashman, Trustee

Employees are doing a great job.

Public Safety – James DeGennaro, Trustee

Reports attached

Parks, Water & Sewer – Robert Moss, Trustee

Water/Sewer:

- *\$30,286 in outstanding water bills*

Parks

- *Information has been submitted for the 2022-2023 Budget*

Zoning Board of Appeals – none

RESOLUTIONS:

1. At a meeting of the Village Board of the Village of Port Dickinson, held at Village Hall, 786 Chenango Street in said Village on the 8th day of March, 2022, the following resolution was offered by Trustee Harding and seconded by Trustee Moss:

WHEREAS, notice was given that the Village Board will hold a public hearing on March 8, 2022 at 6:00 p.m. for Local Law No. 2 of the year 2022 entitled “A Local Law Amending the Schedule of Zoning Regulations”; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Village, and posted on the Village Clerk’s signboard; and

WHEREAS, the Broome County Planning Department reviewed the Local Law pursuant to GML § 239-m, and found no significant county-wide impacts; and

WHEREAS, said public hearing was duly held on the 8th day of March, 2022 at 6:00 p.m. and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, pursuant to Part 617 of the implementing regulations of the State Environmental Quality Review Act, it has been determined by the Village Board that this is an Unlisted Action as defined under said regulations. The Village Board has considered the possible environmental impacts of the action, concluded that it will not have a significant adverse impact on the environment, and adopts a negative declaration with respect to the same; and

WHEREAS, the Village Board, after due deliberation, finds it in the best interest of the Village to adopt said local law.

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Port Dickinson hereby adopts said local law as Local Law No. 2 of 2022 entitled “A Local Law Amending the Schedule of Zoning Regulations,” a copy of which is attached hereto and made a part hereof; and it is further

RESOLVED that the Village Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and to enter said Local Law in the Local Law Book of the Village of Port Dickinson, and to give due notice of the adoption of said Local Law to the Secretary of State; and it is further

RESOLVED that this resolution will take effect immediately upon filing with the Department of State.

AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING, MOSS
NAY NONE

2. Motion by Trustee Harding, seconded by Trustee DeGennaro, for a resolution scheduling a Public Hearing on 3/22/22 at 5:00PM on Local Law 3-2022, Tax Cap Override

AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING, MOSS
NAY NONE

- 3. Motion by Trustee Harding, seconded by Trustee DeGennaro, for a resolution scheduling a Public Hearing on 3/22/22 at 5:00PM on Proposed Local Law 4-2022, amending Chapter 30 of the Village Code entitled "Dumping"
 AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING, MOSS
 NAY NONE

- 4. Motion by Trustee Harding, seconded by Trustee Cashman, authorizing the Village Attorney to send a letter of denial to William Knup regarding his request for reimbursement of his front door and other expenses.
 AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING, MOSS
 NAY NONE

- 5. Motion by Trustee Harding, seconded by Trustee DeGennaro, to waive the fine for failure to comply with yard waste removal for Barbara Waters, 688 Chenango St.
 AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING, MOSS
 NAY NONE

OLD BUSINESS:

- 1. The Mayor has requested an update from the grant writer on the status of the Rochelle Rd and Watson Ave grant applications.
- 2. Newsletter items are due to the Mayor by 3/18/22.

NEW BUSINESS:

Motion by Trustee Harding, seconded by Trustee Cashman, to adjourn at 6:25PM.
 AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING, MOSS
 NAY NONE

Respectfully submitted,
 Susan E. Fox, Village Clerk

**VILLAGE OF PORT DICKINSON
LOCAL LAW NO. 2 OF 2022 AMENDING
THE SCHEDULE OF ZONING REGULATIONS**

Be it enacted by the Board of Trustees of the Village of Port Dickinson as follows:

Section 1. The Schedule of Zoning Regulations, Attachment I, R and RM, Residential Districts is hereby amended as set forth below.

Column 20: “Signs, R Residential Districts” subparagraph A(2) shall be deleted and replaced with:

- 2. One (1) sign, not to exceed six (6) square feet or, for multi-residential buildings with six or more units, one (1) sign not to exceed twenty-four (24) square feet, stating that the real property or a part thereof upon which said sign is located is for sale or rent.

Section 2. The Schedule of Zoning Regulations, Attachment II, C Commercial and I Industrial Districts is hereby amended as set forth below.

Column 2: “Permitted Uses, Principal, Industrial Districts,” subparagraph 3 shall be deleted and replaced as set forth below:

- 3. Uses permitted by issuance of special permit: bottling works, monument works, ice manufacture, railroad yards, quarry, sand pit, gravel pit, top soil stripping (see Remark No. 8)

Column 20: “Signs, Commercial Districts” subparagraph 1 shall be deleted and replaced with:

- 1. Business sign: 100 square feet maximum on 85 feet lot frontage; area may be increased by 2 1/2 square feet for each linear foot of frontage over 85 feet.; maximum sign area, 300 square feet.

Section 3. Separability

The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 4. Repealer

All Ordinances, Local Laws and parts thereof inconsistent with the Local Law are hereby repealed.

Section 5. Effective Date

This local law shall take effect upon filing with the New York Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

**VILLAGE OF PORT DICKINSON
PROPOSED LOCAL LAW NO. 3 FOR THE YEAR 2022
LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT
ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C**

Be it enacted by the Village Board of the Village of Port Dickinson 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 Village of Port Dickinson pursuant to General Municipal Law §3-c, and to allow the Village of Port Dickinson to adopt a budget for the fiscal year beginning June 1, 2022 and ending May 31, 2023 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

Section 2. Authority.

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

Section 3. Tax Levy Limit Override.

The Village Board of the Village of Port Dickinson, County of Broome is hereby authorized to adopt a budget for the 2022/2023 fiscal year that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Remainder

Except as hereinabove amended, the remainder of the Code of the Village of Port Dickinson shall remain in full force and effect.

Section 5. Separability

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 6. Effective Date

This Local Law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Village Water Consumption for : Feb 2022

Read dates:	Binghamton meter	Fenton Large	Fenton Small
3/1/2022	36132700	2723505	544294
1/28/2022	36132400	2652072	534164
Usage	300	71433	10130
Total cubic ft:	81863		

Read dates:	Town of Fenton Sewer Readings	Rate:	2.64x.01
3/1/2022	52120500		cu. Ft/min
1/28/2022	52017200	Time:	8:00am
Total	103300 cu. ft.		

Read dates:	Wayne Ave.	sewer station readings (hours):		
	Pump1	Pump 2	Pump 3	
3/1/2022	6396	19151	17593	
1/28/2022	6360	19116	17560	
Totals	36	35	33	

Total hrs. 104

Village of Port Dickinson

Village Hall, 786 Chenango Street
 Port Dickinson, New York 13901
 Telephone: (607) 771-8233
 Fax: (607) 722-0072



John M. Broughton, Code Enforcement Officer

MONTHLY REPORT

February 2022
 Total Miles Driven :14
 To: **Board of Trustees**

From: **John M. Broughton**
Code Enforcement Officer

Issued several garbage can/ removal warnings

Had DPW salt/shovel several sidewalks

662 Chenango St has been cleaned up and the final touch up of paint will be done in spring, all other violations have been complied with

Several correspondences about 17 Phelps St project, attended Planning Board meeting for site plan review

Received on building permit application for a residence on Gregory Ave who wishes to install solar panels on the roof of the residence. Following up with Village code and the Building Code and Village Atty. for compliance

Several attempts to make contact on site with 758 Chenango St with negative results, demolition of the structure appears to have ceased, recommend we obtain a court date to gain compliance. Conference with Village Atty and we are scheduled for a trial on 3/24/2022 in Town of Dickinson Court

Received a complaint from owner of 17 Bromley Ave about 19 Bromley Ave property maintenance issues. I have had conversations with the owner of 19 Bromley Ave who advised he is continuing to work on the property and has new garage doors ordered for delivery in May of 2022. Most of the other property maintenance violations still need to be addressed. Will be meeting with the owner in late March for an update and will advise him if work has not started soon then an appearance ticket will be issued.

Issued 3 zoning/code compliance letters for real estate transactions

Attended code enforcement training session in Sidney



The Village of Port Dickinson
Department of Police
Scot McDonald, Chief of Police

Police Department Monthly Report

Report Month:	February	Police Commissioner:	Trustee J. DeGennaro
Report Year:	2022	Chief:	Scot McDonald
Report Date:	03/07/2022	Deputy Village Clerk:	Corina M. Beames

Total Complaints Received:75(69)

- Med calls-9
- Assistance complaints-8
- Check welfare-5
- 911 hang ups-3
- Domestic-2
- MVA-PD-1
- MVA-injury-1
- Mental health-1
- Burglary-1
- PDFD—3
- Suspicious-6
- Forgery/fraud-1

Miscellaneous-6 *Includes Assist other agencies, Lockouts, Alarms, Parking Comp., Animals, Traffic lights, Information, code enforcement, special details, vacant properties , assist public and Etc.

Penal law charges-0(0)

Parking tickets issued-25

Report of the CHIEF

February 2022



Alarms

ALARMS		RESPONSE		TIMES	
Fire	10	Avg Members Response (F)	3.2	Med Avg	0
EMS	7	Avg Alarm to Response	5.85	0700-1500	9
Standby		Avg Alarm to Arrival	9.71	1500-2300	6
Total	17	Total Time in Service (hh:mm)	14:00	2300-0700	2
MUTUAL AID		LOCATION		DOLLAR LOSS/VALUE	
Given	5	Village of Port Dickinson	12	Fire Loss	160,000
Received	2	Town of Dickinson	1		
Engine 94		Town of Fenton	3	Property Saved	
No Tone		Town of Chenango			
		Town of Kirkwood			
		City of Binghamton	1		
CASUALTIES					
		Fire Service Injured	1		
		Fire Service Death	0		
		Civilian Injured	5		
		Civilian Death	0		

CODE	DESCRIPTION	YTD	YTD	CODE	DESCRIPTION	YTD	YTD
111	Building Fire	2	3				
114	Chimney Fire		1				
311	Medical Assist, Assist EMS Crew	1	1				
320	Emergency Medial Service	7	11				
321	EMS Incident, Except MVA		2				
322	MVA w/ Injury	1	1				
424	Carbon Monoxide Incident	1	1				
4441	Phone/Cable Line Down		1				
571	Standby/Moveup	1	2				
611	Dispatched, canceled enroute		2				
651	Smoke Scare, Odor of Smoke		1				
700	False call, false alarm, other		1				
735	Alarm Activation - Malfunction		1				
745	Alarm Activation - Unintentional	3	3				
746	CO Alarm Activation, No CO	1	1				
					TOTAL	17	32