SPECIAL MEETING OF THE VILLAGE OF MARCELLUS HELD ON DECEMBER 27, 2012 AT THE VILLAGE HALL

PRESENT:	John P. Curtin, Mayor
	Patrick W. Cox, Trustee
	Sally Tallman, Trustee

See List

ABSENT: Jeff Brown, Attorney

Pledge of Allegiance.

Mayor Curtin opened the special board meeting at 11:00a.m. and explained that the purpose of the meeting was to vote upon the adoption of the newly revised Village Code.

Village Clerk Dawn O'Hara read the notice of the special meeting.

Mayor Curtin made the following comments on Local Law No. 2 of 2012:

- a) The purpose of Local Law No. 2 of 2012 is to both repeal the existing Village Code, adopted 45 years ago, in January 1968 and to adopt a new Village Code for the Village of Marcellus, effective January 15, 2013.
- b) Beginning in October 2008, the Rezoning Committee met to revise the Village Code, a process that last occurred in 1967.
- c) Completion of the Village Code was finalized during the summer of 2012.
- d) During the months of September and October, the residents of the Village were notified by newsletter, on the Village website and at Regular Board meetings that the Code was finalized and comments from the general public would be welcomed.
- e) On October 17, 2012, a combined special meeting of the Village Planning Board and Village Zoning Board of Appeals was held, to which the general public was also welcome. Comments were sought and received from members of both Boards and the general public and noted in the minutes of the special meeting.
- f) On November 14, 2012, a Public Hearing was held in the Community Room of the Marcellus Free Library to both explain elements of the new Village Code and solicit additional comments from the general public. Such comments were received and noted in the minutes of the Public Hearing.
- g) At its November 26, 2012 Regular Meeting, the Board of Trustees approved a resolution that the Village Board would serve as the lead agency for an environmental review of the proposed Village Code. Involved Agencies were formally notified of this action, provided a copy of the proposed Code and offered an opportunity to comment thereon, as part of the coordinated review process.
- h) During the ensuing 30 days, additional and significant comments were received from Village residents and from involved agencies, including the Onondaga County Planning Board. This latter agency forwarded its approval as well as its commendation to the Village of Marcellus for having updated and streamlining its Village Code.
- i) At its December 17, 2012 Regular Meeting, the Board of Trustees tabled a motion to approve the new Village Code in order to conduct a complete environmental review of the proposed Code and announced that a Special Meeting would be held on December 27, 2012 in the Village Board Room, at 11:00 a.m. to formally adopt the new Code. Comments from both residents and involved agencies were noted and included in the minutes of that December 17th meeting.
- j) Having waited a full 30 days for additional comments from involved agencies and individuals, the Board of Trustees is now prepared to adopt the new Village Code

After Mayor Curtin finished his comments, Trustee Cox made a motion to approve a resolution confirming that the new Village Code will not have a significant effect on the

environment. Therefore be it resolved by the Board of Trustees of the Village of Marcellus, New York as follows:

- a) Based on an examination of the Environmental Assessment Form and based further upon the Village's knowledge of the proposed action to update and revise the Marcellus Village Code and its environmental effects as the Village has deemed appropriate, the Village makes the following findings with respect to the proposed Village of Marcellus Code:
 - (1) The Code is described in the EAF;
 - (2) The Code constitutes an "unlisted action" (as defined in the Regulations);
 - (3) No potentially significant effect on the environment is noted in the EAF for the Coe and none are known to the Village;
 - (4) The Code will not have a significant effect on the environment and the Village will not require the preparation of an environmental impact statement with respect to the Code; and
 - (5) As a result of the foregoing, the Village has prepared a negative declaration with respect to the Code.
- b) The Village Clerk is hereby directed to file a negative declaration with respect to the Code (said negative declaration to be substantially in the form and substantially to the effect of the negative declaration attached hereto); and a copy of the negative declaration shall be maintained in the Office of the Village Clerk in a file that will be readily accessible to the public.
- c) This resolution shall take effect immediately.

Mayor Curtin asked if there were any comments from Members of the Board of Trustees. There were none. Mayor Curtin asked if there were questions from Members of the Public. There were none. Trustee Tallman then made a motion to vote on Local Law No. 2 of 2012, whereby the Code of the Village of Marcellus is hereby repealed and replaced with a new Code of the Village of Marcellus, New York, effective on the 15th January 2013. Trustee Cox seconded the motion. Mayor Curtin called for a vote. All three board members vote aye and the motion carried. Mayor Curtin called for a motion to adjourn the special meeting. Trustee Cox made a motion to adjourn the meeting, seconded by Trustee Tallman. Meeting was adjourned at 11:05am.

Dawn M. O'Hara Village Clerk