

**RESOLUTION #67, 2020**

**RESOLUTION EXTENDING THE TEMPORARY TOWN-WIDE MORATORIUM ON THE PROCESSING OF APPLICATIONS FOR AND THE ISSUANCE OF APPROVALS OR PERMITS FOR SOLAR FARMS AND SOLAR POWER PLANTS IN THE TOWN OF LUMBERLAND.**

WHEREAS the Town Board adopted a local law imposing a temporary, six-month, town-wide moratorium on the processing of applications for, and the issuance of any approvals or permits for, solar farms and solar power plants in the Town of Lumberland effective September 23, 2019 until March 23, 2020; and

WHEREAS, the local law provides two opportunities for the Town to extend same for 90 days each by resolution; and

WHEREAS, the Town Board has extended the moratorium until June 23, 2020; and

WHEREAS, while the Town Board is in the process of considering proposed legislation addressing the processing of applications for, and the issuance of any approvals or permits for, solar farms and solar power plants, the proceedings have not been completed; and

WHEREAS, it is therefore prudent to extend the moratorium so the Town can complete the process in accordance with the applicable laws and procedures;

NOW THEREFORE, be it resolved by the Town Board of the Town of Lumberland that the temporary town-wide moratorium on the processing of applications for, and the issuance of any approvals or permits for, solar farms and solar power plants in the Town of Lumberland, is hereby extended for 90 additional days, until September 23, 2019.

MOTION BY: Councilwoman Gingold

SECOND BY: Deputy Supervisor Sherman

ROLL CALL VOTE: 5-0

Supervisor Mellan: Yes

Deputy Supervisor Sherman: Yes

Councilman Akt: Yes

Councilwoman Gingold: Yes

Councilwoman Warden: Yes

ADOPTED BY THE TOWN BOARD OF THE TOWN OF LUMBERLAND

LAURIE TERRY

TOWN CLERK

JUNE 10, 2020

**Resolution 68, 2020**

**RESOLUTION – CONFIDENTIAL ASSISTANT/BOOKKEEPER TRAINEE APPOINTMENT -  
KLOPCHIN**

WHEREAS: the Town of Lumberland Confidential Assistant/Bookkeeper has submitted her resignation to be effective August 14, 2020, and

WHEREAS: it is imperative that a trainee be hired immediately so as to allow ample time for training in all aspects of the position to facilitate a smooth transition for payroll, billing and all other related duties, and

WHEREAS: the Supervisor has interviewed Gary Klopchin who has a background in related requirements for the position, an Associate Degree in Business Administration and a Bachelor Degree in Accounting.

NOW, THEREFORE BE IT RESOLVED: that the Town Board of the Town of Lumberland approve the appointment of Gary Klopchin as the Town of Lumberland Confidential Assistant/Bookkeeper Trainee, at an hourly rate of \$16.23 for 30 hours per week, beginning June 22, 2020, and

FURTHER BE IT RESOLVED: that the Town Board of the Town of Lumberland authorize a Budget Modification to cover the wages of the Town of Lumberland Confidential Assistant/Bookkeeper Trainee from June 22, 2020 through August 14, 2020, as follows:

\$4,383.00 with monies to be taken

FROM: A1120.13 - Supervisor Personal Services - Supervisor's Clerk

And moved

TO: A1120.12 - Supervisor Personal Services - Confidential Assistant/Bookkeeper

FURTHER BE IT RESOLVED: that this position is subject to an eight week review and upon successful completion of his training he will become the Town of Lumberland Confidential Assistant/Bookkeeper effective August 17, 2020 and be eligible to all benefits that position provides.

Motion to waive the Five Day Rule By: Deputy Supervisor Sherman

Second By: Councilwoman Gingold

Roll Call Vote: 5-0

MOTION BY: Deputy Supervisor Sherman

SECOND BY: Councilwoman Warden

ROLL CALL VOTE: 5-0

Supervisor Mellan: Yes

Deputy Supervisor Sherman: Yes

Councilman Akt: Yes

Councilwoman Gingold: Yes

Councilwoman Warden: Yes

ADOPTED BY THE TOWN BOARD OF THE TOWN OF LUMBERLAND

LAURIE TERRY

TOWN CLERK

JUNE 10, 2020

**A RESOLUTION OF THE TOWN BOARD OF THE TOWN OF LUMBERLAND ORDERING THE  
REMOVAL AND/OR DEMOLITION OF A STRUCTURE AND SCHEDULING A PUBLIC HEARING  
REGARDING MODIFICATION AND/OR AFFIRMANCE OF SAID ORDER**

WHEREAS, a written report was presented to the Town Board of the Town of Lumberland Town Board by Christy E. Flynn, the Acting Building Inspector regarding an unsafe structure as defined by Chapter 115 of the Town Code of the Town of Lumberland, to wit: a structure located at 1148 State Rt. 97, Town of Lumberland SBL# 25.-2-14; and

WHEREAS, evidence was received by the Board that the structure is unsafe, dangerous and unfit for use as a dwelling; and

WHEREAS, evidence was received by the Board that the name of the owner or person in possession as appears from the tax and deed records is Rasmus Holdings, LLC; and

WHEREAS, the Board has determined that it is in the best interest of the residents of the Town of Lumberland to remove and or demolish said structure; and

WHEREAS, in keeping with the provisions of Chapter 115 of the Town Code of the Town of Lumberland the Board has also determined that it is in the best interest of the residents of the Town of Lumberland to conduct a public hearing on the issue.

NOW, THEREFORE, BE IT RESOLVED THAT the property in question is an unsafe structure as defined by Town of Lumberland Town Code Chapter 115, to wit: a structure under construction located at 1148 State Rt. 97, Town of Lumberland SBL# 25.-2-14; and be it further resolved

THAT the structure is unsafe, dangerous and unfit for use as a dwelling; and be it further resolved

THAT by order of the Town Board, said dwelling is hereby ordered to be removed, and in the event said dwelling is not removed by the owner of said property, removal of said structure shall commence within 15 days of the service of the notice and shall be completed within 60 days thereafter; and be it further resolved

THAT in the event that such owner, occupant or other person having an interest in said premises shall fail to contest such order and fail to comply with same, the Town Board will order the repair or removal of such building or structure by the Town and that the Town will assess all costs and expenses incurred in such removal or repair against the land on which such building or structure is located; and be it further resolved

THAT said hearing shall be held on July 22 at 7:00 p.m., **held via zoom.com unless the current restrictions are changed, then** at: Town of Lumberland Town Hall, 1054 Proctor Rd., Glen Spey, New York 12737; and be it further resolved

THAT a Notice in compliance with Town Code Chapter 115, Notice shall be served upon all entities having any right, title or legal interest in said property in accordance with the local law.

MOTION BY: Deputy Supervisor Sherman

SECOND BY: Councilwoman Gingold

ROLL CALL VOTE: 5-0

Supervisor Mellan: Yes

Deputy Supervisor Sherman: Yes

Councilman Akt: Yes

Councilwoman Gingold: Yes

Councilwoman Warden: Yes

ADOPTED BY THE TOWN BOARD OF THE TOWN OF LUMBERLAND

LAURIE TERRY

TOWN CLERK

JUNE 10, 2020