

VILLAGE OF ALTAMONT
REGULAR BOARD MEETING AGENDA
7:00 PM October 03, 2023

Pledge of Allegiance

Staff Reports

Altamont Fire Dept
Police Department
Public Works

Public Comment

1. Consider approval of Treasurer's Abstracts #7, and #8, and transfer of funds as submitted.
2. Public Hearing on October 3, 2023 at 7:00 p.m. on proposed Local Law No. 1 of 2023 to Permit the Keeping of Chickens in the Village of Altamont.
3. Consider authorizing Mayor Dineen to sign Nationalgrid Letter of Agreement for Provision of Maps and Records for an estimated cost of \$1,000.
4. Consider authorization to expend \$24,900 from the Repair Reserve, subject to permissive referendum, to pay for replacement of HVAC Systems for Community Room and Altamont Fire Department's member's room, per request of Jeffrey Moller, Supt. of Public Works.
5. Consider authorizing Jeffrey Moller, Supt. of Public Works, to solicit bids for the following items: 2004 Dodge Ram 2500 Pickup w/plow for minimum bid of \$2,000; Toro Groundmaster 327 Mower for minimum bid of \$300; Kabota F3680 mower/snowblower with cab for minimum bid of \$400; and 2012 F-450, 6.7 Power Stroke Dump Truck for minimum bid of \$30,000. Bids will be opened on October 25th at 10:00 a.m.
6. Consider authorizing Jeffrey Moller, Supt. of Public Works, to move forward with termination of water service on October 10, 2023, if payment is not received from the following delinquent non-residents: Estate of Beatrice Rucinski, 111 Western Avenue; Todd Clark, 721 Route 146; Scott McGovern, 15 Agawam Lane; Jason Frazier, 37 Armstrong Circle; and Scott and Jodie Rutledge, 1129 Berne Altamont Road.
7. Consider request of Altamont Community Tradition to hold Winterfest on December 10, 2023 from 12:00 p.m. to 4:00 p.m.
8. Consider request of Altamont Fire Department to participate in the following events: Fire Prevention Open House on October 7th, and Comedy Night on November 4th, per request of Paul Miller, Chief.
9. Consider changing time of Board Meeting on November 8, 2023 from 7:00 p.m. to 6:00 p.m.
10. Consider approval of Board Minutes for September 05, 2023.
11. Consider motion to adjourn.

Next scheduled meeting: November 8, 2023 at 6:00 p.m.

VILLAGE OF ALTAMONT

115 Main Street PO Box 643 Altamont, New York 12009

Phone (518) 861-8554 Fax (518) 861-5379

Mayor

Kerry A. Dineen

Patty Blackwood, Clerk

Stacy Tanner, Treasurer

Nicholas Fahrenkopf, Trustee

Michelle Ganance, Trustee

Tresa Matulewicz, Trustee

John Scally, Trustee

Good evening all,

For the month of September we had 10 calls....

4 False alarms.

1 On Acrewood Ln

3 On School Rd

2 Hazardous conditions

1 On Becker Rd

1 On Lainhart Rd

1 Stand by For Berne

2 Smell of electrical burning

1 On Western Trpk

1 On Gregg Rd

1 Hazardous materials call on Western Ave

Other activities last month were

The 11th was the 9/11 Ceramony here and in Knox, Also station clean up was completed.

The 18th was truck and station night

The 20th we hosted the Albany County Volunteer Firefighters assoc dinner and annual meeting

The 21st the new engine was packed with hose

The 25th was search and rescue in the tower

Activities planned for October are

7th is fire prevention open house and welcoming of the new E17

9th is extrication

16th is truck and station night

23rd is car fires

30th is chimney fires

We will also be visiting the Elementary school and one of the village preschools during fire prevention week

Have a great night

Paul Miller, Chief of Altamont Fire

October 3, 2023

PATTY:

PLEASE ASK THE BOARD TO ACCEPT THE FOLLOW ABSTRACTS FOR PAYMENT:

ABSTRACT #7: Vouchers 160 - 172 – October 3, 2023

| | |
|----------------|------------------------|
| GENERAL | \$76,727.04 |
| WATER | 29,896.99 |
| SEWER | <u>2,190.60</u> |
| TOTAL | \$108,814.63 |

ABTRACT #8: Vouchers 173 - 225 – October 3, 2023

| | |
|----------------|-------------------------|
| GENERAL | \$54,293.24 |
| WATER | 33,180.35 |
| SEWER | <u>41,154.18</u> |
| | \$128,627.77 |

Also, the following transfers are needed:

GENERAL FUND

| Amount | From | To |
|---------------|-----------------------|---|
| \$3,640 | A3410.200 – Equipment | A3410.460 – Testing/Meetings (per Mayor Dinnen) |

WATER FUND

| Amount | From | To |
|---------------|-------------|-----------|
|---------------|-------------|-----------|

SEWER FUND

| Amount | From | To |
|---------------|-------------|-----------|
|---------------|-------------|-----------|

Transfer \$24,900 from Repair Reserve to cover cost of rooftop heating and cooling units for community room and member room.

The Keeping of Chickens

Local Law No. 1 of 2023 for The Village of Altamont

Keeping of Chickens and Regulation & Responsibilities of Homeowners

BE IT ENACTED by The Village Board of the Village of Altamont as follows:

1. Authority

This local law is adopted pursuant to section 10 of the Municipal Home Rule Law.

2. Purpose

This local law is intended to permit the raising of chickens within the Village of Altamont under specific conditions. Chicken hens shall be kept for personal, noncommercial use only. Breeding of chickens, and the sale other chicken products, and the production of fertilizer are prohibited.

3. Requirements Applicable to the Keeping and Raising of Chickens

3.1 Permit required; fee.

The keeping and raising of chickens within the Village shall be authorized only upon obtaining a permit from the Village Building Department. Said permit shall be made upon an application form authorized by the Village Board of Trustees; and upon satisfactory inspection(s) by the Village Code Enforcement Officer to verify compliance with the requirements of this local law. The permit shall be valid for one year only, and an annual permit fee, to be set by the Village Board of Trustees, shall be assessed and paid by each successful applicant. Renewal permit fees should be paid by the last day of the month in October each year. No chickens shall be kept, and no yard or pen for the keeping of chickens shall be constructed or maintained, without such a permit.

3.2 Zoning Exclusion

- (a) The minimum lot size for the raising of chickens is 10,000 sq ft.
- (b) Only applicants residing in a **single family, owner occupied dwelling** within the Village shall be authorized to apply for a permit to keep and raise chickens. The keeping and raising of chickens in a multifamily apartment setting shall be expressly prohibited.

3.3 Structure Design & Area Requirements.

- (a) A henhouse and chicken run shall be required for the housing of chickens. Only one henhouse and enclosure shall be permitted on any property. The henhouse or enclosure must be located at least **ten (10)** feet from the side and rear property lines of a property and at least **fifty (50) feet** from any neighboring residence. No pen or enclosure shall be permitted in any front or side yard. On a corner lot, the applicant must locate the pen to the rear of the rear wall of the applicant's home.
- (b) The location and design of the henhouse and enclosure must be approved by the Code Enforcement Officer before the applicant shall be permitted to keep chickens on the premises. If the applicant's lot is insufficient in area or layout to meet the setback requirements of this local law, the applicant shall not be entitled to keep chickens on the premises.

3.4 Minimum Standards; Condition of Henhouse and Enclosure (Run)

- (a) It shall be unlawful to cause, permit or allow chickens to be kept in such a manner as to constitute a nuisance or to create a hazard to public health; or in any manner which disturbs, injures or endangers the comfort, repose, health, peace or safety of the public. A chicken henhouse and enclosure/run shall be provided and adequately screened from view from neighboring properties.
- (b) No more than six (6) chickens may be housed or kept on any property at any time. **No roosters shall be permitted.** The henhouse and pen/enclosure must be regularly cleaned and serviced so as to keep it sanitary, clean, dry and odor free at all times. Chickens shall be provided with access to feed and clean water at all times. All feed of chickens must be kept within a secure, metal, rodent-proof container, and may not be stored outside. Hens shall be fed from a trough or container. Scattering of chicken feed and food on the ground is prohibited.

(c) The Henhouse shall:

1. Provide a minimum of **four (4) square feet** per chicken hen.
2. Not exceed eight (8) feet in height.
3. Be enclosed on all sides and have a roof and doors.
4. Provide sun, shade, ventilation, and be insulated for colder temperatures.
5. Be impermeable to rodents and predators.
6. Provide one nesting box for every four (4) birds
7. Provide 8-10 inches of roosting space per chicken.
8. Have access doors that will be shut and secured at night. Windows and vents shall be covered with predator and bird proof wire of less than 1 inch openings.
9. Be cleaned on a regular basis to prevent odors and attraction of rodents and pests.

(d) The Chicken Enclosure /Run shall:

1. Provide a minimum area of **10 square feet** per chicken hen. Height of structure may not exceed six (6) feet.
2. Consist of wire fencing and shall be covered with wire fencing or solid predator proof roofing.
3. Cleaning of enclosure/run must be done on a regular basis to prevent offensive odors and attraction of rodents and pests.

4. General Provisions

4.1 Storage of any chicken manure is discouraged, unless such waste is properly and sanitarilly composted. No chicken manure shall be permitted closer than twenty-five **(25) feet** from any property line, and must be located to the rear wall of the applicant's dwelling. Sanitarilly If the presence of chicken manure shall lead to unsanitary conditions such as the attraction of pests, insects or rodents, such condition must be rectified to the reasonable satisfaction of the Code Enforcement officer or the permit to keep chickens may be revoked.

4.2 The total area of all henhouses and enclosures shall not exceed 150 sq.ft. for up to 6 hens.

4.3. Chickens shall be kept in an enclosure at all times. During daylight hours, chickens may be allowed outside their enclosure in a secure fenced in area not beyond the property boundaries. During non-daylight hours, chickens shall be secured in their henhouse.

- 4.4 Only fully shielded lighting shall be used to light the exterior of the henhouse.
Lighting must conform to Section 355-18 of Village Zoning Regulations.
- 4.5 Slaughtering of chickens on the property is prohibited.
- 4.6 Upon discontinuance of the accessory use of raising chicken hens, the permit holder shall notify the enforcement official, whereupon the enforcement official shall inspect the property and the permit shall be terminated.

5. Inspection of Chicken Pen or Enclosure by Code Enforcement Officer

All applicants for a permit to authorize the keeping of chickens within the Village shall agree, as an incident of the application process, to allow the Village Code Enforcement Officer to enter upon the premises of the applicant at any reasonable time during daylight hours to inspect the pen or enclosure and verify compliance with the requirements of this local law. It is specifically understood, and a condition of the application, that the applicant shall allow such inspection without the necessity of prior notice.

6. Penalties.

- 6.1** Enforcement: Upon receipt of a complaint of a violation(s) of this local law or a permit, the Code Enforcement Officer shall inspect, investigate and verify such violation. Should a violation be found:
- a.** The code enforcement officer will issue an order to remedy; permit holders shall have five (5) days to remedy the violation.
 - b.** A second notice shall be issued to the permit holder should the violation(s) not be addressed. This order will include an order to revoke the permit should the violation not be remedied within the timeline issued by the Code enforcement officer.
 - c.** If a permit holder has failed to remediate the violation, the permit shall be revoked upon five days written notice to the permit holder.
- 6.2** A permit to keep chickens shall be revoked by the Code Enforcement Officer, upon five days written notice to the permit holder, in the event that two (2) substantiated violations of this local law shall occur.

6.3 Revocation of a permit to raise or keep chickens, for any cause, shall result in a of a disallowance new or renewal permit by that party for at least one year.

6.4 In the event that a permit holder does not comply once a permit is revoked, the Code Enforcement Officer or Village Attorney may issue an appearance ticket to the Village of Altamont Justice Court. Any person found guilty of violating this Local law is punishable by a fine of not more than \$250.00 for each offense calculating from the first order. Each day's continuation of the offense shall be considered a separate offense.

7.0 Miscellaneous Provisions

7.1 Conflicting Law.

- a. In the event that any conflicting State or County law, regulation or similar legislation shall address the keeping of chickens in a Village setting, the requirements of this local law shall supersede such legislation unless such legislation is more restrictive, in which case the State or County law or regulation shall apply.
- b. The Village of Altamont Zoning Law, Chapter 355, Attachment 1 (Use Schedule) shall be amended as follows:
 - i. Delete the term "Agriculture, not including the keeping of fowel or farm animals" and replace with the term "Agriculture, not including the keeping of farm animals or fowel other than chickens kept in accordance with Village law".
 - ii. Delete the term "Agriculture, including the keeping of fowel or farm animals" and replace with the term "Agriculture, including the keeping of farm animals or fowel other than chickens kept in accordance with Village law".

7.2 Severability

Should any section or provision of this local law be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the local law as a whole, or any part thereof, other than the part so explicitly declared to be invalid.

8.0. Effective Date

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