

PUBLIC HEARING/TAHAWUS WAY

TUESDAY, MARCH 13, 2012

Minutes of the Public Hearing held on the above date beginning at 6:45 pm in the meeting room of the North Elba Town Hall, 2693 Main Street, Lake Placid, New York.

Members Present: Supervisor Politi, Councilman Doty, Councilman Miller, Councilman Favro, Councilman Rand, Laurie Curtis Dudley

Others Present: Attorney Ron Briggs, Larry Straight, Chris Morris, Ruth Richards, Skipper Beck

Supervisor Politi called the Public Hearing to order at 6:45 pm.

PUBLIC HEARING –TAHAWUS WAY

Supervisor Politi read the following notice;

WHEREAS, a Petition dated December 2011 has been duly presented to the Town Board of the Town of North Elba, New York (the "Town"), duly signed by over eighty per cent (80%) of the owners of the entire frontage of Tahawus Lane, according to law, proposing that the said Town Board authorize and approve certain improvements to the road known as Tahawus Way, hereinafter described, by the construction of the road surface, curbs, gutters, culverts and whatever else may be necessary to bring said road into compliance with the Town's highway specifications for the purpose of dedicating said road to the Town. A survey map of Tahawus Lane is available for inspection and copying at the Town Hall at 2693 Main Street, Lake Placid, New York, 12046; and

WHEREAS, the maximum amount proposed to be expended for the improvement as stated in the said Petition is \$30,000.00 plus costs, expenses and fees,

NOW THEREFORE, it is

ORDERED, that the Town Board shall meet at the Town Hall, 2693 Main Street, Lake Placid, New York, on the 13th day of March, 2012, at 6:45 P.M. in the meeting room of the North Elba Town Hall, 2693 Main Street, Lake Placid, New York to consider said Petition and hear all persons interested in the subject thereof concerning the same, and it is further

ORDERED, that the Town Clerk is hereby authorized and directed to publish a certified copy of this Order in the Adirondack Daily Enterprise, the official Town newspaper, to post a copy of same on the sign-board of the Town, as well as conspicuously in five (5) public places along Tahawus Lane, in the time and manner required by law.

Supervisor Politi - A survey map of the road is provided for view. The Superintendent of Highway has inspected road in its present condition, reviewed the specs and the survey work.

Supervisor Politi opened the meeting for comments.

Derek – Can you explain the jog in the survey?

Superintendent Straight – That is the 50 foot right-of-way. It doesn't change anything.

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Supervisor Politi – The road has to be 50 feet in width and we couldn't get the 50 feet from one person because they don't utilize the road. We went the extra footage on the other side to a point to where it attached to the people who do use the road. The road then goes back on the other side.

Supervisor Politi – Due to some miscommunication, we did not properly post a notice on the street itself which is required by law. I am going to continue to accept comments on this petition for purposes of putting comments into the record until April 10, 2012, which is our next meeting. It will remain an open Public Hearing until that date. At such time we will move the bonding resolution. This does not change anything. If anyone wants to comment, they have from now until April 10th to do so.

Attorney Briggs - The notices will be posted on the march 22nd because the law says no less than 10 days or greater than 20 days.

Supervisor Politi – If there is no one here to comment on this public hearing, I will leave the hearing open but adjourn the meeting until April 10, 2012.

Councilman Doty moved and Councilman Favro seconded the motion to adjourn the Public hearing until April 10, 2012. There being no further discussion, the motion was unanimously carried.

Attorney Briggs – On April 10th, you will close the Public Hearing, and the Board may find it is in the public interest to make the improvement and you will adopt a resolution making that determination. Then you will adopt the Bond Resolution.

Councilman Miller – If the Board does that, what is the schedule for construction?

Superintendent Straight – I planned for August.

Skipper Beck – When will the deeds be done?

Attorney Briggs – After the 10th, I will prepare the deeds, and we will do it as soon as practicable.

There being no further discussion the public hearing was adjourned until April 10, 2012.

Respectfully Submitted,

Laurie Curtis Dudley, Town Clerk