Hamlin Public Hearing
February 25, 2015

The Hamlin Town Board held a Public Hearing in the Hamlin Town Hall located at 1658 Lake Road, Hamlin, New York. The meeting was called to order at 6:30 PM by Supervisor Peters.

Present: Councilperson Jason Baxter, Councilperson Jennifer Goodrich, Councilperson Martin Maier, Councilperson David Rose, and Supervisor Eric Peters.

Also present: Deputy Town Clerk Michelle Johnson

Residents: Cindy Lutwiller, Dottie Butcher, Susan O'Kelly and Jennifer Fedele.

LOCAL LAW NO. 2 OF 2015 AMENDING SECTION 520-41 OF THE TOWN OF HAMLIN ZONING LAW OF 1991 TO ELIMINATE PROVISION FOR ISSUING HARBORING OF DOGS ACCESSORY PERMITS

Section 1: Subparagraph A of section 520-41 of the Town of Hamlin Zoning Law is repealed and replaced by the following:

520-41 Keeping of animals and poultry; required enclosures and fences for farm animals.
The keeping of animals and poultry shall be permitted within the Town of Hamlin, subject to the following restrictions:

A. No dwelling unit in a residential building containing a single dwelling unit shall be used to harbor more than three adult dogs six months or older or more than two pups for longer than six months. All dogs must be personally owned and licensed by a resident of the dwelling unit. No dwelling unit in a duplex, apartment house or other residential building containing more than one dwelling unit, or located in a trailer park, as defined in section 454-5 of the Code of the Town of Hamlin, shall be used to harbor more than one adult dog six months or older or more than two pups for longer than six months. The dogs must be personally owned and licensed by a resident of the dwelling unit.

Section 2: Subparagraph B of section 520-41 of the Town of Hamlin Zoning Law is repealed.

Section 3. Subparagraphs C, D and E of section 520-41 of the Town of Hamlin Zoning Law are renumbered B, C and D respectively.

Section 4. This local law shall become effective upon filing with the Secretary of State.

Supervisor Peters asked if anyone wished to address the board with questions regarding this new Law.

With no one wishing to address the board the Public Hearing was closed.

PUBLIC HEARING CLOSED

Resolution #74 Motion was made by Councilperson Rose, seconded by Councilperson Maier, requesting Town Board resolution to close the Public Hearing regarding Local Law 2-2015 amending section 520-41 of the Town of Hamlin Zoning law of 1991 to eliminate provision for issuing Harboring of Dogs Accessory permits at 6:32 PM as all business was concluded.
Polled Votes: Councilperson Baxter aye, Councilperson Goodrich aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Peters aye. Motion carried.

The Hamlin Town Board held a Second Public Hearing in the Hamlin Town Hall located at 1658 Lake Road, Hamlin, New York. The meeting was called to order at 6:40 PM by Supervisor Peters.

A LOCAL LAW NO. 3 OF 2015 TO AMEND THE SIDE SETBACK REQUIREMENT IN THE SHORELINE RESIDENTIAL (SR) DISTRICT IN THE TOWN OF HAMLIN

Section 1: Section 520-21(C)(2)(b)(1) of the Town of Hamlin Zoning Law of 1991 (SR District,.

Minimum side setback) is amended to provide as follows:

(2)(b) Minimum side setback

(1). The minimum side setback is 15 feet for any lot 150 feet or greater in width and ten percent of the lot width, but not less than 6 feet, for any lot less than 150 feet in width. A minimum of 10 feet must be maintained between buildings.

Section 2: This local law shall become effective upon filing with the Secretary of State.

Supervisor Peters explained that this clarifies better that you do not need a variance if you are over 15 feet from the property line. The wording made people think they needed a variance when they did not.

PUBLIC QUESTIONS

Ms. Butcher asked how this affects easements. The law is based on the measurement of feet from the property line as long as it is not to be located on the easement or right of way.

With no one else wishing to address the board the Public Hearing was closed.

PUBLIC HEARING CLOSED

Resolution #75 Motion was made by Councilperson Baxter, seconded by Councilperson Goodrich, requesting Town Board resolution to close the Public Hearing regarding Local Law 3-2015 amending the side setback requirements in the Shoreline Residential (SR) district in the Town of Hamlin at 6:45PM as all business was concluded.
Polled Votes: Councilperson Baxter aye, Councilperson Goodrich aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Peters aye. Motion carried.

The Hamlin Town Board held a Third Public Hearing in the Hamlin Town Hall located at 1658 Lake Road, Hamlin, New York. The meeting was called to order at 6:45 PM by Supervisor Peters.

LOCAL LAW 4 OF 2015 TO AMEND THE DEFINITION OF "DWELLING" IN SECTION 520-9 OF THE TOWN OF HAMLIN ZONING LAW OF 1991.

Section 1: Section 520-9 of the Town of Hamlin Zoning Law of 1991 (Word Usage and definitions) is amended to provide as follows:

DWELLING-Any building or portion thereof containing one or more Dwelling Units.

Section 2: This local law shall become effective upon filing with the Secretary of State.

PUBLIC QUESTIONS

Ms. Lutwiller asked what the change was to definition. Supervisor Peters explained that the Planning Board had a question on the terminology so the attorney drew up a more clear definition. The Board decided to simplify by refining the definition of dwelling. The board explained how it is on-going that they look at Town Laws with the Lawyer and Boards to see if laws could be better worded or if issues come up with day to day occurrences and they change them as needed.

With no one else wishing to address the board the Public Hearing was closed.

PUBLIC HEARING CLOSED

Resolution #76 Motion was made by Councilperson Maier, seconded by Councilperson Rose, requesting Town Board resolution to close the Public Hearing regarding Local Law 4-2015 amending the definition of "DWELLING" in section 520-9 of the Town of Hamlin at 6:50PM as all business was concluded.

Polled Votes: Councilperson Baxter aye, Councilperson Goodrich aye, Councilperson Maier aye, Councilperson Rose aye, Supervisor Peters aye. Motion carried.

Respectfully submitted,

Kathi A. Rickman, MMC
Hamlin Town Clerk