

PUBLIC NOTICE
TOWN OF HARRIETSTOWN

NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW 1 of 2021
TO OPT OUT OF ALLOWING CANNABIS RETAIL DISPENSARIES and
PROPOSED LOCAL LAW 2 of 2021 TO OPT OUT OF ALLOWING ON-
SITE CONSUMPTION SITES IN THE TOWN OF HARRIETSTOWN

NOTICE IS HEREBY GIVEN that there have been introduced before the Town Board of the Town of Harrietstown, New York proposed Local Law 1 of the year 2021 entitled "A local law to opt out of allowing cannabis retail dispensaries as authorized under NYS Cannabis Law Article 6, section 131" and proposed Local Law 2 of the year 2021 entitled "A local law to opt out of allowing cannabis on-site consumption sites as authorized under NYS Cannabis Law Article 6, section 131."

NOTICE IS FURTHER GIVEN that the Town Board of the Town of Harrietstown will conduct a public hearing on proposed Local Laws 1 and 2 of 2021 on **December 30, 2021 at 5:30 p.m.** The hearing will be held by **ZOOM ONLY**. Persons wishing to participate may find the ZOOM link, meeting ID and password at **harrietstown.org**. The instructions for "Join Zoom Meeting" apply to the December 30, 2021 public hearing noticed herein.

If adopted, proposed Local Law 1 of 2021 will have the effect of the Town of Harrietstown prohibiting the establishment, operation and licensing of cannabis retail dispensaries in the Town that would otherwise be allowed under NYS Cannabis Law Article 4.

If adopted, proposed Local Law 2 of 2021 will have the effect of the Town of Harrietstown prohibiting the establishment, operation and licensing of cannabis on-site consumption sites in the Town that would otherwise be allowed under NYS Cannabis Law Article 4.

If adopted, each of said local laws shall apply to, and be effective in, only the area of the town outside of the Village of Saranac Lake.

Each of said local laws that may be adopted will be subject to a PERMISSIVE REFERENDUM under the procedure prescribed by NYS Municipal Home Rule Law Section 24. Each adopted law shall not take effect until at least 45 days after its adoption, unless a petition protesting against said local law is filed with the town clerk within 45 days after its adoption, under the procedure prescribed by NYS Municipal Home Rule Law Section 24.

Copies of the complete text of each of the two proposed local laws may be inspected prior to the public hearing at the offices of the Town of Harrietstown, 39 Main Street, Saranac Lake, New York during regular business hours.

PLEASE TAKE FURTHER NOTICE that at the time and place of the public hearing all interested persons shall be given the opportunity to comment and present their views on proposed Local Laws No. 1 and 2 of 2021.

Dated: December 16 , 2021

Patricia Gillmett, Town Clerk
Town of Harrietstown
Franklin County, New York

Guidelines for Public Hearing on Zoom

Each person will be allowed to speak for no more than 2 minutes. Town Supervisor will appoint a time keeper. Time keeper will provide a 30 second and 5 second warning as well as 2 minutes "times up"

Each person may speak only once.

Board members will not engage/respond with those that are speaking. Town Supervisor will serve as mediator/facilitator should questions be asked or response from board member be required.

Anyone wishing to speak at public comment session upon entry to zoom room, will have the opportunity to "sign Up."

Sign up will be on a word document which will be on the screen visible for all. The host will control the sign up document to make additions, deletions and edits. After the hearing has begun someone can sign up by sending a chat message to the meeting host.

All personnel will be admitted to the zoom room and muted. The host will unmute each person, for them to speak and they will then be muted afterwards.

Anyone speaking will be requested that they turn on their video.

Anyone connecting via phone will be required to identify themselves prior to speaking.

From: Rich Loeber [<mailto:rich@kisco.com>]
Sent: Tuesday, December 14, 2021 12:46 PM
To: Howard Riley
Subject: Harriestown and Cannabis
Importance: High

Howard,

I see that the Town is planning a special meeting to get public comment about this Cannabis issue. I won't be able to attend because of out of town visitors for the holidays, but I would like to register my concerns and urge the Town to opt out until such time as a full assessment of the results of opting in can be determined. Why would we want to opt in on something when we don't even know how it is going to work?

Lets see how it plays out elsewhere before committing to it here.

Thanks.

Rich Loeber
211 Park Ave
518-524-3462

**TOWN OF HARRIETSTOWN
TOWN BOARD AGENDA
DATE: DECEMBER 30, 2021**

PUBLIC HEARINGS:

CANNIBUS LAW TO OPT OUT OF RETAIL SALE AND CONSUMPTION ON SITE
5:30

ROLL CALL/PLEDGE TO THE FLAG

MINUTES APPROVAL

Regular meeting of December 9, 2021.

WARRANT 24 OF 2021:

GENERAL FUND \$59,500.51

AIRPORT FUND \$138,558.58

GENERAL FUND OUTSIDE \$2,870.83

HIGHWAY FUND OUTSIDE \$20,504.17

TRUST AND AGENCY \$259.88

PASSERO ASSOCIATES:

COMMUNITY GROUP:

UPDATES FROM THE SUPERVISOR:

Budget transfers

Agenda Thursday, December 30, 2021 Town of Harrietstown Board Meeting

Resolutions 16-17 for Cannibus Law

BUILDINGS:

DEWEY MOUNTAIN:

HIGHWAY

AIRPORT:

HARRIETSTOWN HOUSING AUTHORITY:

SPECIAL DISTRICTS:

CODE/ZONING:

COMMENTS FROM BOARD MEMBERS:

ADJOURN:

**TOWN OF HARRIETSTOWN
TOWN BOARD MINUTES
DATE: DECEMBER 9, 2021**

PUBLIC HEARINGS FIRE/RESCUE

Proof of publication having been furnished and no one desiring to be heard the hearings were closed.

REGULAR MEETING 6:00 P.M..

ROLL CALL/PLEDGE TO THE FLAG MEETING AND PUBLIC HEARINGS HELD VIA ZOOM.

Supervisor Kilroy Present
Councilman Riley Present

Councilwoman Mallach Present
Councilwoman Schrader Present
Councilwoman Milne Present

Also in attendance Town Clerk Patricia Gillmett, Deputy Town Clerk Sabrina Harrison
Bookkeeper Beth Bevilacqua, Airport Manager Corey Hurwitch , and D. Crowell Bionique Laboratories.

MINUTES APPROVAL

The minutes of the regular meeting of November 23, 2021 were approved as presented to the board. (Schrader, Milne;m/s/p).

WARRANT 23 OF 2021:

GENERAL FUND \$5,167.18

AIRPORT FUND \$84,375.10

GENERAL FUND OUTSIDE \$569.24

HIGHWAY FUND OUTSIDE \$1,225.09

TRUST AND AGENCY \$190.22

The above listed vouchers were approved for payment as presented to the board. (Schrader, Mallach;m/s/p).

PASSERO ASSOCIATES:

3-36-0105-79-21 16942 \$6,238.31

3-36-0105-74-20 78674 \$3,037.97

3-36-0105-76-20 16941 \$26,220.24

The above listed vouchers were approved for payment as presented to the board for payment.(Schrader, Mallach;/s/p)

COMMUNITY GROUP:

UPDATES FROM THE SUPERVISOR:

APPOINTMENTS:

Terry Callaghan was appointed as court clerk upon recommendation of the justices. (Riley, Schrader;m/s/p)

Deputy Town Clerk appointment was made by Town Clerk Elect Sabrina Harrison for Judith McIntosh. (Schrader, Mallach;m/s/p)

The board approved the appointment of Mark Coleman to the Board of Assessment Review. (Riley, Schrader;m/s/p)

Cannibus Law:

RESOLUTION # 14 OF 2021

INTRODUCTION OF LOCAL LAW # 1

On a motion of Councilwoman Mallach, seconded by Councilwoman Schrader to opt out of Retail Sale of Cannibus with the following vote taken:

Supervisor Kilroy Aye

Councilman Riley Nay

Councilwoman Mallach Aye

Councilwoman Schrader Aye

Councilwoman Milne Aye

Whereupon the resolution was ADOPTED

RESOLUTION # 15 OF 2021

INTRODUCTION OF LOCAL LAW # 2

On a motion of Councilwoman Milne, seconded by Councilwoman Schrader to opt out of on site consumption of Cannibus with the following vote taken:

Minutes Thursday, December 9, 2021 Town of Harrietstown Board Meeting

Supervisor Kilroy Aye
Councilman Riley Nay
Councilwoman Aye
Councilwoman Aye
Whereupon the resolution was ADOPTED.

The date is set for December 30, 2021 at 5:30 P.M. for the Public Hearings.

BUILDINGS:

DEWEY MOUNTAIN:

HIGHWAY

AIRPORT:

NEW CHEVY PICK UP TRUCK:

The board authorized airport manager Hurwitch to purchase a new Chevy Pickup Truck in the amount of \$60,654.14 from Chevy of Smithtown. (Mallach, Schrader;m/s/p)
Summary Report

HARRIETSTOWN HOUSING AUTHORITY:

SPECIAL DISTRICTS:

CODE/ZONING:

COMMENTS FROM BOARD MEMBERS:

ADJOURN:

Minutesa Thursday, December 9, 2021 Town of Harriestown Board Meeting

There being no further business before this board a motion was made to adjourn at 7:05
P.M.(Riley,Schrader;m/s/p)

TOWN OF HARRIETSTOWN
BUDGET TRANSFER SCHEDULE - 3
DATED 12-22-21

Ref Num	Description	Date	Account Code	Account Name	Subsidiary Ledger	
					(To Code)	(From Code)
3	To Transfer Funds To Cover Shortage	12-22-21	A1620.400	BUILDINGS - CONTRACTUAL	39,638.18	
3		12-22-21	A1620.200	BUILDINGS - EQUIPMENT		39,638.18
				TOTALS:	39,638.18	39,638.18

SCHEDULE NUMBER - 3
GENERAL LEDGER

Account Code	Account Name	Debit	Credit
A960	Appropriations	39,638.18	
A960	Appropriations		39,638.18
Total for December 2021		39,638.18	39,638.18
Grand Total		39,638.18	39,638.18

EXPLANATION:

To transfer funds to cover shortage accounts.

Recommended by:  Date: 12/21/21

Approved by:  Date: 12/22/21

{Local Law 1, opt-out of allowing retail dispensaries}

TOWN OF HARRIETSTOWN

Local Law 1 of the year 2021

A local law to opt out of allowing cannabis retail dispensaries as authorized under NYS Cannabis Law Article 6, section 131

Be it enacted by the Town Board of the Town of Harrietstown, County of Franklin as follows:

Section 1. Legislative Intent

It is the intent of this local law to opt out of allowing cannabis retail dispensaries in the Town of Harrietstown that would otherwise be allowed under NYS Cannabis Law Article 4.

Section 2. Authority

This local law is adopted pursuant to Cannabis Law § 131 which expressly authorizes the town board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary licenses within the jurisdiction of the town. This local law is subject to a permissive referendum, as governed by Municipal Home Rule Law § 24.

Section 3. Local Opt-Out

The Town Board of the Town of Harrietstown hereby opts out of allowing cannabis retail dispensaries from being established and operated within the town's jurisdiction.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Permissive Referendum/Referendum on Petition

This local law is subject to a referendum on petition in accordance with Cannabis Law § 131 and the procedure outlined in Municipal Home Rule Law § 24.

Section 5. Effective date.

This local law shall take effect immediately upon filing with the Secretary of State.

{Local Law 2, opt-out of allowing consumption sites}

TOWN OF HARRIETSTOWN

Local Law 2 of the year 2021

A local law to opt out of allowing cannabis on-site consumption sites as authorized under NYS Cannabis Law Article 6, section 131

Be it enacted by the Town Board of the Town of Harrietstown, County of Franklin as follows:

Section 1. Legislative Intent

It is the intent of this local law to opt out of allowing cannabis on-site consumption sites in the Town of Harrietstown that would otherwise be allowed under NYS Cannabis Law Article 4.

Section 2. Authority

This local law is adopted pursuant to Cannabis Law § 131 which expressly authorizes the town board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis on-site consumption sites and licenses within the jurisdiction of the town. This local law is subject to a permissive referendum, as governed by Municipal Home Rule Law § 24.

Section 3. Local Opt-Out

The Town Board of the Town of Harrietstown hereby opts out of allowing cannabis on-site consumption sites and licenses from being established and operated within the town's jurisdiction.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Permissive Referendum/Referendum on Petition

This local law is subject to a referendum on petition in accordance with Cannabis Law § 131 and the procedure outlined in Municipal Home Rule Law § 24.

Section 5. Effective date.

This local law shall take effect immediately upon filing with the Secretary of State.

RESOLUTION ADOPTING LOCAL LAW 1 of 2021 TO OPT OUT OF ALLOWING
CANNABIS RETAIL DISPENSARIES

Resolution No. _____ of 2021, adopting, subject to a permissive referendum, proposed Local Law 1 of 2021 opting out of allowing cannabis retail dispensaries, as authorized under NYS Cannabis Law Article 6, Sec. 131

At a regular meeting of the Town Board of the Town of Harrietstown, Franklin County, New York held by the Harrietstown Town Board on December 30, 2021 at 6:00 p.m. The meeting was called to order by Michael P. Kilroy, Town Supervisor, and upon roll being called, the following were

PRESENT:

ABSENT:

The following resolution was offered by _____, who moved its adoption, and seconded by _____, to wit:

WHEREAS, the town board of the Town of Harrietstown is considering adoption of proposed Local Law No. 1 of 2021 in order to opt out of allowing cannabis retail dispensaries in the Town of Harrietstown that would otherwise be allowed under NYS Cannabis Law Article 4; and

WHEREAS, NYS Cannabis Law §131 authorizes the town board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary licenses within the jurisdiction of the town, said local law to be subject to a permissive referendum as governed by NYS Municipal Home Rule Law §24; and

WHEREAS, NYS Municipal Home Rule Law requires that the town board hold a public hearing prior to the adoption of a local law, and the town board has duly held a public hearing on Thursday, December 30, 2021 concerning proposed Local Law No. 1 of 2021.

NOW, THEREFORE, BE IT RESOLVED by the town board of the Town of Harrietstown as follows:

1. The town board hereby adopts proposed Local Law 1 of 2021, a local law to opt out of allowing cannabis retail dispensaries as authorized under NYS Cannabis Law Article 6, section 131.

2. Local Law 1 of 2021 is adopted **subject to a permissive referendum**, as governed by the procedure prescribed by NYS Municipal Home Rule Law section 24.

3. The town board authorizes and directs the town supervisor and/or town clerk to execute any required documents and take any and all actions necessary to effectuate the intent of this resolution.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

Supervisor Kilroy	_____
Councilman Riley	_____
Councilwoman Mallach	_____
Councilwoman Schrader	_____
Councilwoman Milne	_____

Whereupon the resolution was declared as duly adopted.

CERTIFICATION

I, Patricia A. Gillmett, Town Clerk of the Town of Harrietstown, hereby certify that I have compared the foregoing copy of resolution dated December 30, 2021 with the original thereof on file in my office, and that the same is a true and correct copy of the original.

Patricia A. Gillmett

Dated: December ____, 2021

RESOLUTION ADOPTING LOCAL LAW 2 of 2021 TO OPT OUT OF ALLOWING
CANNABIS ON-SITE CONSUMPTION SITES

Resolution No. _____ of 2021, adopting, subject to a permissive referendum, proposed Local Law 2 of 2021 opting out of allowing cannabis on-site consumption sites, as authorized under NYS Cannabis Law Article 6, Sec. 131

At a regular meeting of the Town Board of the Town of Harrietstown, Franklin County, New York held by the Harrietstown Town Board on December 30, 2021 at 6:00 p.m. The meeting was called to order by Michael P. Kilroy, Town Supervisor, and upon roll being called, the following were

PRESENT:

ABSENT:

The following resolution was offered by _____, who moved its adoption, and seconded by _____, to wit:

WHEREAS, the town board of the Town of Harrietstown is considering adoption of proposed Local Law No. 2 of 2021 in order to opt out of allowing cannabis on-site consumption sites in the Town of Harrietstown that would otherwise be allowed under NYS Cannabis Law Article 4; and

WHEREAS, NYS Cannabis Law §131 authorizes the town board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis on-site consumption sites and licenses within the jurisdiction of the town, said local law to be subject to a permissive referendum as governed by NYS Municipal Home Rule Law §24; and

WHEREAS, NYS Municipal Home Rule Law requires that the town board hold a public hearing prior to the adoption of a local law, and the town board has duly held a public hearing on Thursday, December 30, 2021 concerning proposed Local Law No. 2 of 2021.

NOW, THEREFORE, BE IT RESOLVED by the town board of the Town of Harrietstown as follows:

1. The town board hereby adopts proposed Local Law 2 of 2021, a local law to opt out of allowing cannabis on-site consumption sites as authorized under NYS Cannabis Law Article 6, section 131.

2. Local Law 2 of 2021 is adopted **subject to a permissive referendum**, as governed by the procedure prescribed by NYS Municipal Home Rule Law section 24.

3. The town board authorizes and directs the town supervisor and/or town clerk to execute any required documents and take any and all actions necessary to effectuate the intent of this resolution.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

Supervisor Kilroy	_____
Councilman Riley	_____
Councilwoman Mallach	_____
Councilwoman Schrader	_____
Councilwoman Milne	_____

Whereupon the resolution was declared as duly adopted.

CERTIFICATION

I, Patricia A. Gillmett, Town Clerk of the Town of Harrietstown, hereby certify that I have compared the foregoing copy of resolution dated December 30, 2021 with the original thereof on file in my office, and that the same is a true and correct copy of the original.

Patricia A. Gillmett

Dated: December ____, 2021

Building Report

Villages Offices

Empty all waste baskets daily

Vacuum rugs twice a week

Bathrooms clean daily

Sweep down stairs weekly

Rest of the building

Vacuum rugs as needed

Waste baskets daily

Floors clean daily

Bathrooms daily

Front swept

Salt when needed

Boilers treated

Painted main lobby radiators

Craft Show 12/3-4 went smooth

Dance Sac. 12/10-11 also went smooth

TOWN OF HARRIETSTOWN HIGHWAY DEPARTMENT

WORK REPORT FROM 11/24/2021 to 12/24/2021

- Washed and greased equipment
- Cleaned office and garage
- Trash to dumpster
- Preventative maintenance on all equipment
- Wood Chipper and Crew to Dewey Mountain
- Plowed and sanded roads often
- Worked on 2017 international sander chain
- New sprockets and bearings on 2017 International
- Replace air dryer on 2017 Western Star
- Moved trees off some roads due to highwinds
- Went to Plattsburgh to get parts
- Insurance Inspection
- New backing plates on 2017 International
- Winterized power tools
- Brought four loads of fill to Dewey Mountain and spread with loader
- Replaced break chamber on 2017 Western Star
- Leveled out outdoor rink for flooding