

**Town of Northumberland  
Special Town Board Meeting  
September 14, 2011**

Supervisor Willard Peck called the Special Town Board Meeting to order @ 7:30 AM. Following the salute to the flag, roll call was taken. Those attending included Supervisor Willard Peck; Councilman Paul Bolesh; Councilman George Hodgson and Councilman Daniel Gale. Councilwoman Patricia Bryant was absent. Also attending were Clerk Denise Murphy and Building and Zoning Administrator Richard Colozza.

Supervisor Willard Peck reported that he had an opportunity to talk to James DiPasquale, Director of Saratoga County Sewer District, regarding some of the Town Board's concerns regarding being included into the Saratoga County Sewer District. Supervisor Peck stated that he was incorrectly told there was a \$50 savings for septic being brought to the treatment plant from private homes located in the Town of Northumberland if we are included into the Saratoga County Sewer District. The actual amount saved is \$25. There is no enforcement that this savings would be passed down to the resident. The Sewer District does not have any requirement that if sewer lines are installed on a certain road that the property owner has to tie in. Supervisor Willard Peck asked Building and Zoning Administrator if there were any requirements in the Building Codes or Health Department Regulations. Building and Zoning Administrator indicated that new construction and/or failed systems could be required to tie into the Sewer District. All septic systems installed in the Town of Northumberland, presently, require a private engineer layout. If the Engineer determines that it is the best lay out the homeowner would be required to tie into the system. Mr. Colozzo did not feel the Department of Health would grant "waivers" which would allow decrease in setback requirements if Saratoga County sewer system was available. Councilman Daniel Gale stated he believes at this point the Saratoga County Sewer District is doing long term planning. Councilman Daniel Gale stated he did not feel any sewer lines were going to be installed in the near future. Councilman Daniel Gale introduced Resolution # 52 of 2011

**WHEREAS**, the Saratoga county Sewer District #1 has provided the opportunity for the Town of Northumberland to be wholly included in the new expanded boundaries of the sewer district; and

**WHEREAS**, there will be no charge to the Town of Northumberland for its inclusion in the district unless the town was using the services; and

**WHEREAS**, there will be no ad valorem charges imposed on any property as a result of any expansion of the sewer district boundaries; and

**WHEREAS**, that no laterals will be permitted in Agricultural Districts unless specifically authorized by the Planning Board; and

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**WHEREAS**, the underlying purpose of this proposed expansion is to look to serve the future needs of the county's growing population; now therefore be it

**RESOLVED**, subject to the assumption above that the Town of Northumberland request to be wholly included in the new boundaries of the Saratoga County Sewer District #1.

**RESOLVED**, that the Town Board understands that the property included in such sewer district which are proximate to sewer district laterals will not be required to connect to such laterals provided that such property is serviced by an individual septic system which complies with all town, or state requirements.

Councilman George Hodgson seconded Resolution #52 of 2011

Supervisor Willard Peck – “Aye”

Councilman Paul Bolesh – “Aye”

Councilman Daniel Gale – “Aye”

Councilman George Hodgson – “Aye”      Resolution #52 of 2011 Adopted

2. Town Attorney Douglas Ward stated that he would like the Town Board to hire Daniel Vincelette's Law Firm for legal representation in tax certiorari proceedings in the Town of Northumberland related to Stonebridge Farm owned by Jeffrey Tucker challenging the assessment value of that property. The law firm is willing to represent the Town of Northumberland at the hourly rate of: Daniel G Vincelette – Principal @ \$165/hour and Douglas R Kemp – Attorney @ \$140/hour. Town Attorney Douglas Ward stated that he has talked to Daniel Vincelette that he would like Robert Panasci, Esq from his Law Firm to be involved. Attorney Panasci would not be charging the Town of Northumberland for his services.

Councilman Daniel Gale introduced Resolution #53 of 2011

**WHEREAS**, Stonebridge Farm LLC and Jeffrey Tucker filed a Notice of Petition in Supreme Court for a review under Article 7 of the Real Property Tax Law of the State of New York of the 2011 assessments of certain real property situated in Town of Northumberland, Saratoga County, New York, therefore be it

**RESOLVED**, that the Town of Northumberland enter into an Agreement with the Vincelette Law Firm regarding the Tax Certiorari Fee Proposal/Retention regarding the Stonebridge Farm LLC and Jeffrey Tucker for legal representation in tax certiorari proceedings in the Town of Northumberland related to a horse farm owned by Michael Tucker challenging the assessed value of that property, and be it further

**RESOLVED**, the law firm will represent the Town of Northumberland at the hourly rates: Daniel Vincelette – Principal @ \$165/hour and Douglas Kemp – Attorney @ \$140/hour.

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Supervisor Willard Peck – “Aye”

Councilman Paul Bolesh – “Aye”

Councilman Daniel Gale – “Aye”

Councilman George Hodgson – “Aye”      Resolution #53 of 2011 Adopted

3. Town Clerk Denise Murphy provided Board Members with a proposed Planning Board Application for Site Plan Review. The Planning Board Members approved the form and would like to have the Town Board approve the form. Councilman George Hodgson made a motion to approve the Town of Northumberland Planning Board Application for Site Plan Review. Councilman Paul Bolesh seconded the motion. All in favor, motion carried.

Respectfully submitted

Denise Murphy  
Town Clerk