

Village of Aurora Board of Trustees November 15, 2023 Public Hearing and Regular Meeting Minutes

The meeting was held at the Aurora Firehouse Meeting Room at 6:00 p.m.

Present: Mayor James Orman, Trustees Matt Bianconi, L. John Miller, and Frank Zimdahl

Absent: Trustee Janet Murphy

Others Present: Clerk Ann Balloni, CPP member Chris MacCormick and members of the public Grace Bates, Marie Dentes, and Shirley Egan

Call to Order and Pledge of Allegiance: Mayor Orman called the meeting to order at 6:00 p.m. and all rose for the Pledge of Allegiance.

Public Hearing for Local Law #4 of 2023: To Update the Village Local Landmarks List

On motion by Mayor Orman, seconded by Trustee Miller, the Village Board voted to open the public hearing at 6:01 p.m.

AYES: Bianconi, Miller, Orman, and Zimdahl

NAYS: None

ABSENT: Murphy

Motion carried.

Public Comment

Marie Dentes: Ms. Dentes questioned if there are additional restrictions for buildings included on the list especially if a property owner wants to sell. Mr. MacCormick, speaking for the Community Preservation Panel, responded that there are no additional restrictions other than the Community Preservation Panel review already in place for buildings in the historic district. Mr. MacCormick added that color has been a consideration for the panel but is omitted in the recommendations for the revised zoning law.

Michael Peter: Mayor Orman referred to an email received from Mr. Peter with concerns on property values and property owner's rights. Mr. Peter was informed via email that the local landmark designation is administrative only, and the proposed update is merely a documentation of buildings in the village associated with Samuel Mandell and his son, Samuel D. Mandell.

Adjournment: Mayor Orman requested that the public hearing for Local Law #4 of 2023 remain open until the discussion under New Business. The trustees agreed.

On motion by Mayor Orman, seconded by Trustee Bianconi the Village Board voted to close the public hearing for Local Law #4 of 2023 at 6:26 p.m.

AYES: Bianconi, Miller, Orman, and Zimdahl

NAYS: None

ABSENT: Murphy

Motion carried.

Changes to the Agenda: No changes.

Approval of Minutes: On motion by Trustee Zimdahl, seconded by Trustee Miller, the Village Board voted to approve the October 18, 2023 minutes

AYES: Bianconi, Miller, Orman, and Zimdahl

NAYS: None

ABSENT: Murphy

Motion carried.

Announcements

Mayor:

- Mayor Orman attended Veteran Farmer's Day at Patrick Tavern on November 14
- Mayor Orman and the mayors from Cayuga and Union Springs, along with Cayuga County Planning representatives, gave their DRI grant presentation to the Regional Economic Development Council on October 30.
- Mayor Orman reminded those present that copies of meeting materials may be requested via email, free of charge, or hard copies are available for \$0.25/page.

Clerk: The village once again received a Worker's Comp loyalty reward of \$500.

Visitor Welcome

Grace Bates: Ms. Bates informed the trustees that Wells College has accepted her offer to purchase a parcel of land along the lake at the southern end of the village for a potential village park. Attorneys for Ms. Bates and the village are working out the details of Ms. Bates turning the land over to the village. The trustees once again thanked Ms. Bates for her generosity.

Treasurer's Report: On motion by Trustee Miller, seconded by Trustee Zimdahl, the Village Board voted to accept the June, July, and August Treasurer's Reports.

AYES: Bianconi, Miller, Orman and Zimdahl

NAYS: None

ABSENT: Murphy

Motion carried.

Budget Modifications

GENERAL FUND

On motion by Trustee Bianconi, seconded by Trustee Zimdahl, the Village Board voted to create Account #A5110.2R to complete the Court Street repair project.

AYES: Bianconi, Miller, Orman, and Zimdahl

NAYS: None

ABSENT: Murphy

Motion carried.

\$ 5,500.00 FROM A231S Street Repair Reserve

TO A5110.2R Street Maintenance-Capital Reserve

for the rental of a grinder for Court Street by the Suit-Kote Corporation.

On motion by Trustee Bianconi, seconded by Trustee Zimdahl, the Village Board voted to accept the Budget Modifications in the General Fund.

AYES: Bianconi, Miller, Orman and Zimdahl

NAYS: None

ABSENT: Murphy

Motion carried unanimously.

Bills

General: On motion by Trustee Bianconi, seconded by Trustee Miller, the Village Board voted to approve the General Fund Abstract #6 for payment.

Voucher #173-177, 179-183, 185, 187-194, 196, 198, and 199

Total: \$14,108.32

AYES: Bianconi, Miller, Orman and Zimdahl

NAYS: None

ABSENT: Murphy

Motion carried.

Water: On motion by Trustee Bianconi, seconded by Trustee Miller, the Village Board voted to approve the Water Fund Abstract #6 for payment.

Voucher #183, 191, 195, and 197

Total: \$4,860.40

AYES: Bianconi, Miller, Orman and Zimdahl

NAYS: None

ABSENT: Murphy

Motion carried.

Sewer: On motion by Trustee Zimdahl, seconded by Trustee Miller, the Village Board voted to approve the Sewer Fund Abstract #6 for payment.

Voucher #175-178, 183, 184, 188, 191, and 195

Total: \$4,195.36

AYES: Bianconi, Miller, Orman and Zimdahl

NAYS: None

ABSENT: Murphy

Motion carried unanimously.

Reports

Code Officer: No report

Historian (see attached): Dr. Schwab reported on recent queries and displays at Patrick Tavern.

Aurora Historical Society: Shirley Egan reported that Saxton Electric won the bid for the electrical upgrade at Patrick Tavern. Trustee Zimdahl questioned what the electric work entailed, and Ms. Egan replied, "separating the fuse box". Trustee Miller questioned who was paying for it and Ms. Egan replied, "the Aurora Historical Society".

Trustee Zimdahl noted that if space heaters were being used to heat Patrick Tavern, they should not be left unattended. Trustee Zimdahl added that he has offered his assistance to the historical society to help renovate Patrick Tavern.

Old Business: No Old Business was discussed.

New Business

Local Law #4 of 2023: To Update the Village Local Landmark List

VB RESOLUTION 23-24 OF 2023

**RESOLUTION ENACTING LOCAL LAW #4 OF 2023 ENTITLED
TO AMEND LOCAL LAW #4 OF 2017 DESIGNATING CERTAIN PROPERTIES AS VILLAGE LANDMARKS**

WHEREAS: the Village of Aurora is listed on the National Historic Register as an historic district with certain properties designated as local landmarks; and

WHEREAS: it is a duty of the Village of Aurora Community Preservation Panel to update the local landmark list; and

WHEREAS: the Community Preservation Panel approved additions to the list at their June 29, 2022 regular meeting and submitted the following recommendations to the Village Board of Trustees for consideration (see attached list); and

WHEREAS: the village zoning law (local law #1 of 2023), per section 705.B. requires the Village Board of Trustees to update the village landmark list by local law; and

WHEREAS: this is a Type 2 Action pursuant to the New York State Environmental Quality Review Act ("SEQRA") section 617.5(32) requiring no further environmental review; and

WHEREAS: At a regular meeting of the Village Board of Trustees of the Village of Aurora, County of Cayuga, State of New York, held at the Village Hall, 456 Main Street, Aurora, New York, at 6:00 p.m. on October 18, 2023, Local Law #4 of 2023 was introduced and a public hearing was scheduled for November 15, 2023 at approximately 6:00 pm; and

WHEREAS: The Village Board of Trustees has properly noticed a Public Hearing on the Proposed Local Law #4 of 2023, held at the Village Hall on November 15, 2023 beginning at approximately 6:00 p.m.; and

WHEREAS: At a regular meeting of the Village Board of Trustees of the Village of Aurora, County of Cayuga, State of New York, held at the Village Hall, 456 Main Street, Aurora, New York, at 6:00 p.m. on November 15, 2023 the following members of the Village Board of Trustees being present:

JAMES ORMAN, MAYOR
MATTHEW BIANCONI

JOHN MILLER
FRANK ZIMDAHL

The Resolution came to be heard and considered:

NOW THEREFORE, BE IT RESOLVED, by the Village Board of Trustees of the Village of Aurora as follows:

The Village Board of Trustees hereby adopts/~~denies~~ Local Law #4 of 2023

Now upon the Motion of Trustee Miller and Seconded by Trustee Zimdahl a roll-call vote is tallied by the Village Clerk as follows:

Trustee Bianconi AYE
Trustee Miller AYE
Trustee Murphy ABSENT
Trustee Zimdahl AYE
Mayor Orman AYE

At least 3 of the above-named Village Board of Trustee members having voted in the affirmative/~~negative~~, this resolution is adopted/~~denied~~ this 15th day of November, 2023.

Proposed Local Law #5 of 2023: To Regulate Short-Term Rentals in the Village of Aurora

Mayor Orman read a letter from Trustee Murphy (attached) stating her support for Local law #5.

Trustee Zimdahl read an excerpt from LaBella Planning (attached) noting that from 2010 to 2021 there was a 400% increase in short-term rentals in the village.

**VILLAGE OF AURORA BOARD OF TRUSTEES
RESOLUTION INTRODUCING LOCAL LAW #5 OF 2023
ENTITLED "TO REGULATE SHORT-TERM RENTALS IN THE VILLAGE OF AURORA"**

Introduced by: Trustee Miller

Seconded by: Trustee Bianconi

Dated: November 15, 2023

WHEREAS, the Village of Aurora Board of Trustees (the "Board of Trustees") deems it to be in the best interests of the Village to adopt a Local Law to regulate short term rentals ("STRs) in the Village to balance economic opportunity with protections of community character and availability of housing stock for full-time residents.

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a Local Law in the Village of Aurora, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act ("SEQRA") with respect to the

enactment of said Local Law, therefore the Village of Aurora Board of Trustees shall act as lead agency in this matter; and

WHEREAS, the Local Law is not deemed to have any impact on the environment and thus is not subject to SEQRA pursuant to 6 NYCRR 617.2; and

WHEREAS, pursuant an Agreement between the Cayuga County Planning Board and the Village of Aurora adopted on June 25, 2014, the adoption or amendment of a zoning ordinance or local law that does not increase the type or number of uses permitted within a particular zoning district or increase the intensity or density of development permitted within a particular zoning district is not subject to review by the Cayuga County Planning Board pursuant to General Municipal Law § 239(l-m):

NOW, THEREFORE BE IT RESOLVED, as follows:

1. The foregoing recitals are hereby incorporated as if set forth herein at length.
2. The Board of Trustees hereby introduces proposed Local Law #5 of 2023 in the form annexed hereto for consideration and adoption.
3. The Board of Trustees deems that the adoption of the proposed Local Law is not an “action” as defined by SEQRA in that it will not have an effect on the environment, and thus, is not subject to SEQRA.
4. As Local Law #5 of 2023 is not an adoption or amendment of a zoning ordinance or local law that increases the type or number of uses permitted within a particular zoning district, nor does it increase the intensity or density of development permitted within a particular zoning district, no referral to the Cayuga County Planning Board pursuant to General Municipal Law § 239(l-m) is required.
5. The Board of Trustees will conduct a Public Hearing at the Village of Aurora Municipal Building on December 20, 2023, at 6:00 p.m., or as soon thereafter as the matter can be heard, for the purpose of taking public comment on, and giving due consideration to, the enactment of proposed Local Law #5 of 2023.

Upon Roll Call Vote:

Trustee Matt Bianconi AYE
Trustee John Miller AYE
Trustee Janet Murphy ABSENT
Trustee Frank Zimdahl AYE
Mayor James Orman AYE

The trustees discussed holding a question & answer session ahead of the December 20 public hearing so residents/property owners have accurate information before submitting any comments. Following a brief discussion, the trustees agreed that Zoom is the best platform due to the number of property owners who do not live in the village.

On motion by Trustee Bianconi, seconded by Trustee Zimdahl, the Village Board voted to hold a question & answer session for the proposed Short-Term Rental Law on November 29, 2023 at 7:00 p.m.,

via Zoom. Further, the village clerk is instructed to mail, email, and post a letter to property owners with the question & answer session information, as well as the date and time for the public hearing.

Trustee Bianconi AYE

Trustee Miller AYE

Trustee Murphy ABSENT

Trustee Zimdahl AYE

Mayor Orman AYE

Board Alternate Appointment: Mayor Orman recommends John Wendler as alternate to the Community Preservation Panel.

On motion by Trustee Zimdahl, seconded by Trustee Bianconi, the Village Board voted to approve of Mayor Orman's appointment of John Wendler as alternate to the Community Preservation Panel.

Trustee Bianconi AYE

Trustee Miller AYE

Trustee Murphy ABSENT

Trustee Zimdahl AYE

Mayor Orman AYE

Adjournment: On motion by Trustee Zimdahl, seconded by Trustee Bianconi, the Village Board voted to adjourn the meeting at 6:45 p.m.

AYES: Bianconi, Miller, Orman, and Zimdahl

NAYS: None

ABSENT: Murphy

Motion carried unanimously.

Respectfully submitted,

Ann Balloni

Village Clerk