

TOWN OF CLIFTON PARK

TOWN BOARD MEETING

July 20, 2015

I. Call to Order/7:00 P. M.

II. Pledge to Flag

III. Roll Call

IV. Approval of Town Board Minutes

V. Communications/Announcements

VI. Business

- **Public Hearing 7:05 P.M. To consider Local Law No. ____ of 2015 amending Article 1, Section 152-6 and 153-4 of the Town Code relative to the use of Fireworks and Sparkling Devices**
- **Resolutions for Consideration**
- **Other Business**

VII. Open Public Privilege

NOTE:

Each speaker shall state name and address prior to addressing the Board and shall be granted the floor for a single time frame of up to five minutes. The Board asks that members of the public respect the opportunity of the speaker at the podium to be heard, and asks that the public refrain from conducting side meetings within the meeting room. In an effort to ensure that the widest number of community viewpoints are heard, the Board asks members of groups or the public to withhold comment, if their viewpoints have already been presented.

The Board thanks everyone in attendance for their understanding and also for their desire to actively participate in the Town decision making process.

VIII. Adjournment

Public Hearing
July 20, 2015
7:05 P.M.

Resolution No. _____ of 2015 a resolution scheduling a public hearing to consider Local Law No. ____ of 2015 amending Article 1, Section 152-6 and 153-4 of the Town Code.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, on December 21, 2014, the State of New York adopted Executive Law 156-h to permit the sale and use of a specific classification of consumer fireworks referred to as “sparkling devices”, and

WHEREAS, on March 17, 2015, the County of Saratoga adopted Local Law No. 2 of 2015, “allowing for common, safe items to be excluded from the dangerous fireworks definition as permitted by New York State Penal Law Section 405(5)(b), and

WHEREAS, the Town wishes to adopt amendments to the Town Code to prohibit the use of Fireworks and Sparkling Devices in Town Parks, now, therefore, and

WHEREAS, the Town Board also wishes to consider amendments to the Town Code which would prohibit the use of Fireworks and Sparkling Devices on roads and highways within the Town, be it

RESOLVED, that a Public Hearing is hereby scheduled to be held on July 20, 2015, at 7:05 PM at the Clifton Park Town Hall, One Town Hall Plaza, Clifton Park, New York to consider Local Law No. ____ of 2015, amending Section 152-6 and 153-4 of the Town Code, and be it further

RESOLVED, that the Town Clerk is directed to publish appropriate notice of the Public Hearing accordingly.

**** NOTICE OF PUBLIC HEARING ****

TOWN OF CLIFTON PARK, SARATOGA COUNTY NEW YORK

PLEASE TAKE NOTICE THAT, in accordance with Section 265 of the New York State Town Law, and in accordance with section 10 of the New York State Municipal Home Rule Law, the Town Board of the Town of Clifton Park, Saratoga County, New York (the “Town”) will conduct a public hearing on Monday, July 20, at 7:05 p.m. at the Clifton Park Town Hall located at One Town Hall Plaza, Clifton Park, New York to consider Amendments to Article 1, Sections 152-6 and 153-4 of the Town Code.

The Hearing will be held to solicit public comment on a proposal to amend Sections 152-6 and 153-4 of the Town Code, prohibiting the use of fireworks and sparkling devices in Town Parks, and/or Town Streets and Highways.

152-6

It shall be unlawful and constitute an offense for any person to:

A.

Utilize or make use of any preserve within the Town except during the hours set forth in this article.

B.

Use or utilize any preserve within the Town for any act or use which is prohibited by this article.

C.

Vandalize, spray paint, break, or damage any property, fixture, building, facility, improvement or structure, or any trees, shrubbery, landscaping materials, and the like in any nature preserve within the Town.

D.

Operate any motor vehicle of any sort on any field, court, park or recreational facility other than for official purposes and in designated areas. This shall include motor vehicles, all-terrain-motorized vehicles, snowmobiles, motorized-trail bikes, motorcycles, or any other motor-driven craft.

E.

Except for lawful hunting and fishing as permitted herein, it shall be unlawful and a violation for any person to harass or harm wildlife, or to permit his or her dog or other domestic pet to do so.

F. Use or ignite fireworks of any kind, including Sparkling Devices as defined in subparagraph (vi) of subdivision (a) of paragraph one of section 270.00 of the NYS Penal Law, as referenced in Section 156 (h) of the NY State Executive Law.

153-4 Prohibited Acts

It shall be unlawful and constitute an offense for any person to:

A.

Utilize or make use of any park within the Town except during the hours set forth at § 153-2 hereinabove.

B.

Use or utilize any park within the Town for any act or use which is prohibited by this article.

C.

Vandalize, spray paint, break, or damage, any property, fixture, building, facility, improvement or structure, or any trees, shrubbery, landscaping materials, and the like in any park or park area within the Town.

D.

Operate any motor vehicle of any sort on any field, court, park or recreational facility other than for official purposes and in designated areas. This shall include motor vehicles, all-terrain motorized vehicles, snowmobiles, trail bikes, motorcycles, or any other motor-driven craft.

E.

Use or ignite fireworks of any kind, including Sparkling Devices as defined in subparagraph (vi) of subdivision (a) of paragraph one of section 270.00 of the NYS Penal Law, as referenced in Section 156 (h) of the NY State Executive Law.

Resolutions for Consideration

Clifton Park Town Board Meeting

July 20, 2015

<u>SOURCE</u>	<u>RESOLUTION</u>	<u>CONTACT</u>
1. Supervisor	Authorize Dahn Bull to permanent status as Communications and Technology Director per Civil Service Certification.	P. Barrett
2. Stormwater Management Technician	Award contract to Environmental Products and Services of Vermont to handle Recycling activities for the Town's annual Household Hazardous Waste Day.	P. Barrett
3. Supervisor	Appoint Fred Barthmeier as member of the Environmental Conservation Commission.	P. Barrett
4. Attorney	Authorize the promotion and hiring of Margaret Springli as Principal Typist	P. Barrett
5. Parks & Recreation	Authorize the hiring of Colin Walsh, 8 Northwest Pass, as attendant at the Clifton Park Action Park for the 2015 season through October 31, 2015	P. Barrett
6. Supervisor	Honor Eagle Scout Candidate Nolan Vild	P. Barrett
7. Supervisor	Authorize the hiring of Water Safety Instructors during the 2015 Learn-to-Swim season	P. Barrett
8. Highway	Authorize the transfer of \$30,000 from Highway Vehicle/Equipment Fund DA5130-219 \$30,000.00 to Parts DA5130-00231	P. Barrett
9. Community Development	Authorize the Supervisor to submit a 2015 Consolidated Funding Application requesting funds to prevent the structural collapse of the Blacksmith Shop on the Grooms Tavern site	P. Barrett

10. Supervisor Schedule Public Hearing to consider amendments to Chapter P. Barrett
208-108 of Town Code for approved electrical inspectors