

VILLAGE OF PULASKI-BOARD OF TRUSTEES

**AGENDA**

July 10, 2023 – SNOW MEMORIAL BUILDING – 7:15 PM

Members: Mayor Jan Tighe, Deputy Mayor Alan Engelbrekt

Trustees: Jeffrey Fowler, Ryan McGrath, Scott Pello

1. Call to order and Pledge of Allegiance

**PUBLIC HEARING**

On changing language in Local Law that Short-term rentals in R-2 to “owner occupied”, with the exception of those properties that were before the Planning Board from August 25, 2022 to the present, July 10, 1946, until that property is sold.

2. PUBLIC COMMENT: Members of the Audience will be able to address the Board before and at the end of the meeting when recognized by the chairperson. Please use the podium and comments may be limited to 5 minutes in the interest of time.
3. Approval of Minutes from June 12, 2023. (action)
4. Approval of Staff Reports (action)  
Police, DPW, Code/Zoning
5. General Vouchers – Review and Approval (action)
6. Treasurer’s Report/Checking Account – June 2023 – Review and Approval (action)
7. **OLD BUSINESS**
  - A. Haldane Report
  - B. Policy/Local Law Review
    1. Review Local Law with Grass Mowing
    2. Review of the City of Fulton’s Local Law regarding Garbage and Litter
    3. Review of Short-Term Rental Local Law (action)
    4. Review of Solar Law
    5. Adding alternate member to ZBA
  - C. Town of Richland and Village of Pulaski’s Climate Action Plan Review (action)
  - D. Storm Water Mitigation Project
  - E. Water Project Restoration Work/Water Tower Painting
  - F. Other

## **8. NEW BUSINESS**

### **A. Upcoming Grant Applications**

- 1. CFA – Resolution for Dunbar Field Engineering and Pulaski Dam Application (action)**
- 2. Other**

### **B. Contract for the stabilization of the Arches (action)**

### **C. Review of MOU with Pulaski Public Library**

### **D. Certification of Police Department until 2025**

### **E. Accepting Elizabeth Wood’s resignation from the ZBA and appointing Mark Dobrzynski (action)**

### **F. Meeting – Oswego County Mayor’s Meeting and Hazard Mitigation Plan Update Committee**

### **G. Other**

## **9. OTHER**

### **1. Thank you notes**

### **2. Closing Comments**

## **10. Executive Session ( if needed) and Adjournment**

**Next Meeting – August 14, 2023 – 7:15pm – Snow Memorial Building**

## Pulaski Department of Public Works Report

May. 2023

- 1<sup>st</sup> Mow parks, locate utilities, cold patch Salmon Meadow & cemetery.
- 2<sup>nd</sup> River walk clean-up, locate utilities, repair parking lot @ Dunbar.
- 5<sup>th</sup> Mow Dunbar, vac catch basins (Bridge St) yard debris.
- 6<sup>th</sup> Vac catch basins (Church & Forest)
- 7<sup>th</sup> Remove tree from Lake St. parking lot,
- 8<sup>th</sup> Vac catch basins (Forest & James) Load sludge WWTP.
- 9<sup>th</sup> Weed tower & drain outlet run sweeper.
- 12<sup>th</sup> Vac catch basins (Maple Ave & Pine St) remove tree stumps Dunbar and lake pkg lot.
- 13 Yard debris, check manholes on Broad St.
- 14<sup>th</sup> Locate utilities, work on generator
- 15<sup>th</sup> Water tower research
- 16 Mow parks, DPW, Forest Dr. Maple Ave.
- 19<sup>th</sup> Yard debris, mow Dunbar.
- 20<sup>th</sup> Yard debris, cut tree @ SMB, sweeper.
- 21<sup>st</sup> Vac catch basins box st.
- 22<sup>nd</sup> work at water tower work on trail cams.
- 23<sup>rd</sup> Mow parks, vac catch basins (Glen & Lewis St.)
- 26<sup>th</sup> Mow dunbar, locate utilities.
- 27<sup>th</sup> Repair 2" galv. Water main N. Jefferson st. sewer b/u High St.
- 28<sup>th</sup> Operate valves for water tower,
- 29<sup>th</sup> Work on water main @ wallgreens.
- 30<sup>th</sup> Mow weed parks, Tank insp., Wallgreens main, clean tower vent/ overflow.

Bill E. Noreault, Superintendent

Village of Pulaski  
June 2023  
CEO/ZEO Report

1<sup>st</sup> Did plumbing inspection for in floor heating at car wash on Rome Rd. Did framing inspection for addition at Ripka's on Willowgate.

2<sup>nd</sup> Did framing inspection at new dollar store on Rome Rd. Issued building permit for new deck on Hinman Rd. Issued building permit for renovations at Kinney Drugs on Rome Rd.

5<sup>th</sup> Attended planning board meeting.

6<sup>th</sup> Met with Moore Land Surveying about sub-division of property that the new car wash on Rome Rd. Issued building permit for new porch on Park St.

7<sup>th</sup> Spoke to owner of 33 Park St. about mowing lawn.

8<sup>th</sup> Did framing inspection at Kinney Drugs.

9<sup>th</sup> Did structural inspection at the bowling alley. Since the walls and ceilings have been removed there were found to be some structural deficiencies, so the building has now been condemned.

12<sup>th</sup> Did framing inspection at Kinney Drugs and Conext Care. Sent violation notice to Lauri Lamica about new site plan approval required for new business at 4861-65 N. Jefferson St. Spoke to Jesse Cornell about illegal signs at Cornell's Greenhouse on Rome Rd. Sent violation notice to owner about unsafe structure at 16 Glenn Ave.

14<sup>th</sup> Did framing inspection at Peter property on Rt. 2A. Did County 239 review for short term rental on S. Jefferson St.

15<sup>th</sup> Office work with new codes program. Message and emails.

19<sup>th</sup> Did insulation inspection for addition on Willowgate. Spoke to owner of 16 Glenn Ave. Stated he would be up the middle of July to board up house and start process to demo the home.

20<sup>th</sup> Met with Ernie Wheeler to go over questions about the site plan for new dollar store. Issued zoning permit for new signs at Cornell's Greenhouse and gave owner site plan application to re-open the 8 unit motel upstairs. Issued building permit for demolition of porch on Broad

St. Received special permit & site plan application for new short term rental on Broad St. Did footer inspection for new porch at Hax property on Park St.

21<sup>st</sup> did framing inspection at car wash and dollar store on Rome Rd. Did County 239 for short term rental on Broad St. Met with Fank Lobello for variance application for a sub-division on Forrest Dr. at the Mitchell property.

22<sup>nd</sup> Called owner of 32 Lake St. to get rid of couches out by the road.

27<sup>th</sup> Sent violation notice for 2 properties on Port St. not mowed. Spoke with Lauri Lamica about site plan required for 4861 N. Jefferson St.

Received site plan application for 8-unit motel at Cornell's Greenhouse on Rome Rd. Issued building permit for shed on Johnson Dr.

28<sup>th</sup>. Issued building permit for the installation of a new propane tank facility in the Tractor Supply parking lot. Issued building permit to Bob Johnson Chevy & Ford dealership for the installation of car charging stations. Met with Brian Leary to go over options at his Lewis St. property.

29<sup>th</sup> Received site plan application from Lauri Rumble for new retail business on N. Jefferson St. Issued permit for new roof on Maple Ave. and did inspection on same.

# Village of Pulaski

Building Permits by Issued Date: 06/01/2023 - 06/30/2023

Permit# Applicant Name	Issued	Final	Property Owner & Location	Tax Map# Lot#	Fee	Project Cost	Description
2023-0019 Robinson Howard J	06/02/23		Robinson Howard J 15 Hinman Rd	059.11-01-22.03	310.00		CONSTRUCTION OF A 30 X 45 SINGLE FAMILY HOME. 20 X 20 GARAGE. 8 X 17 PORCH. 8 X 30 PORCH.
2023-0020 Wadkinson Melissa	06/02/23		Wadkinson Melissa 101 Hinman Rd	059.06-01-02.21	50.00		16 X 20 DECK TO EXISTING HOME
2023-0021 NIMADI 3, LLC	06/02/23		NIMADI 3, LLC 3873 Rome Rd	059.20-03-10	70.00		RENOVATION TO THE EXISTING PHARMACY AREA
2023-0022 Hax Karl Jr & Karen	06/06/23		Hax Karl Jr & Karen 56 Park St	059.11-01-18	50.00		REPLACEMENT 7 x 34 PORCH.
2023-0023 Stasko Brothers LLC.	06/20/23		Stasko Brothers LLC. 41 Bridge St	059.11-09-20	5.00		DEMOLITION OF EXISTING FRONT PORCH
2023-0024 Barber Scott W	06/27/23		Barber Scott W 15 Johnson Dr	059.11-01-04.2	62.00		12 X 20 STORAGE SHED
2023-0025 SMC, LLC	06/28/23		Hollander Family Ltd Pt David 3779 Rome Rd	070.08-01-01	101.00		INSTALLATION OF A 1000 GALLON PROPANE TANK.
2023-0026 Charge Smart EV	06/28/23		BJA Pulaski Real Est. LLC 54-84 Caprara Dr	071.05-01-07.01	427.00		INSTALLATION OF 6 CAR CHARGING STATIONS. FORD DEALERSHIP.
2023-0027 Charge Smart EV	06/28/23		BJA Pulaski Real Est. LLC 54-84 Caprara Dr	071.05-01-07.01	327.00		INSTALLATION OF 2 CAR CHARGER STATIONS. CHEVY DEALERSHIP.
2023-0028 Park Jefferson LLC	06/29/23		Park Jefferson LLC 3408 Maple Ave	059.12-06-13	80.00		NEW ROOF
<b>Total Count:</b>	<b>10</b>				<b>\$1,482.00</b>		<b>\$0.00</b>

# Village of Pulaski

Other Permit Summary by Application Date Range: 06/01/2023 - 07/03/2023

Permit# Applicant Name	Date	Property Owner & Location	Tax Map# DBA	Fee	Type Description	Notes
2023-0010 Robinson Howard J	06/02/23	Robinson Howard J 15 Hinman Rd	059.11-01-22.03	30.00	ZONING PERMIT CONSTRUCTION OF A SINGLE FAMILY HOME. 2-PORCHES.	
2023-0011 BLM 57 LLC	06/20/23	BLM 57 LLC 3866 Rome Rd	059.20-02-10	30.00	SIGN PERMIT SIGN PERMIT FOR 3 FLAG SIGNS.	
2023-0012 Czyzewski Tomasz	06/20/23	Czyzewski Tomasz 27 Broad St	059.11-07-30	250.00	SPECIAL PERMIT SPECIAL PERMIT APPLICATION FOR SHORT TERM RENTAL	
2023-0013 Czyzewski Tomasz	06/20/23	Czyzewski Tomasz 27 Broad St	059.11-07-30	200.00	SITE PLAN APPROVAL SITE PLAN APPROVAL FOR SHORT TERM RENTAL UNIT.	
2023-0014 BLM 57 LLC	06/27/23	BLM 57 LLC 3866 Rome Rd	059.20-02-10	250.00	SPECIAL PERMIT SPECIAL PERMIT TO RE-OPEN 8 UNIT MOTEL	
2023-0015 BLM 57 LLC	06/27/23	BLM 57 LLC 3866 Rome Rd	059.20-02-10	75.00	AMENDED SITE PLAN AMENDED SITE PLAN TO RE-OPEN 8 UNIT MOTEL	
2023-0016 Barber Scott W	06/27/23	Barber Scott W 15 Johnson Dr	059.11-01-04.2	30.00	ZONING PERMIT 12 X 20 STORAGE SHED	
2023-0017 Lamica Lauri A Rumble	06/29/23	Lamica Lauri A Rumble 4861-65 N Jefferson St	059.11-06-06	200.00	SITE PLAN APPROVAL SITE PLAN APPLICATION FOR RETAIL SALES & SERVICE	
<b>Total Count:</b>				<b>8</b>	<b>Total:</b>	<b>\$1,065.00</b>

# Village of Pulaski

Violation Summary by Date Range: 01/01/2023 - 07/03/2023

Violation#	Violator Name	Violation Date	Property Owner & Location	Tax Map#	Offense	Warning Letter Printed	Comply by Corrected Date
2023-0001	Lamica Lauri A Rumble	06/12/23	Lamica Lauri A Rumble 4861-65 N Jefferson St	059.11-06-06	Operation of a business with no permits	06/12/23	06/25/23 / /
2023-0002	Rich William & Holmes James	06/12/23	Rich William & Holmes James 16 Glen Ave	059.16-02-17	Unsafe Buildings	06/12/23	07/01/23 / /
2023-0003	Totten Leonard A	06/27/23	Totten Leonard A 4007 Port St	059.19-01-10.01	Weeds	06/27/23	07/05/23 / /
2023-0004	Potter James R Est.	06/27/23	Potter James R Est. 4048 Port St	059.18-01-06.1	Weeds	06/27/23	07/05/23 / /
<b>Total Count:</b>							<b>4</b>

New York State Department of State  
Division of Corporations, State Records and Uniform Commercial Code  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231-0001  
www.dos.ny.gov

# Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County  City  Town  Village  
(Select one:)

of Pulaski, New York

Local Law No. \_\_\_\_\_ of the year 20<sup>23</sup>

A local law Regulation of grass and lawn Maintenance in the Village of Pulaski  
(Insert Title)

Be it enacted by the Village Board of Trustees of the  
(Name of Legislative Body)

County  City  Town  Village  
(Select one:)

of Pulaski, New York as follows:

## SECTION 1- PURPOSE AND INTENT

It is the intent of this law to protect the health and welfare of the residents in the Village of Pulaski, to prevent unkept lawns from the growth of weeds, grass and other vegetation, and to prevent the accumulation of dead weeds, grass and bush, which become noxious and a fire hazard.

## SECTION 2 — LAWN MAINTENANCE

It shall be unlawful for any owner, lessee or occupant, or any agent or employee of any such owner, lessee or occupant having control of any occupied or unoccupied lot or land in the Village of Pulaski to permit or maintain on any such lot or land or on or along any sidewalk, street or adjacent alley, any growth or weeds, grass or other vegetation to a greater height than nine inches (6") on the average, or any accumulation of dead weeds, grass or brush. It shall also be unlawful for any such person to cause, suffer or allow poison ivy, ragweed or other poisonous plants or plants detrimental to health to grow on any such lot or land in such manner that any part of such poison ivy, ragweed or other poisonous or harmful weed shall extend upon, overhang or border any public place or allow the seed, pollen or other poisonous particles or emanation therefrom to be carried through the air into any public place.

## SECTION 3 —DUTIES OF OWNERS AND OCCUPANTS

It shall be the duty of any owner, lessee or occupant of any lot or land to cut and remove or cause to be cut and removed all such weeds, grass or other rank, poisonous or harmful vegetation as often as may be necessary to comply with the above provisions.

## SECTION 4 - FAILURE TO COMPLY

If the provisions of the foregoing sections are not complied with, the Code Enforcement Officer shall serve written notice, either personally by certified mail or by regular mail and posting notice on the property, upon the owner, lessee or occupant or any person having the care or control of any 'such lot or land to comply with the provisions of this law. If the person upon whom the notice is served fails, neglects or refuses to cut and remove or to cause to be cut and removed such weeds, grass or other vegetation within ten (10) days after receipt of such notice, or if no person can be found in the Village of Pulaski who either is or claims to be the owner of such tot or land or who either represents or claims to represent such owner, the Code Enforcement Officer shall cause such weeds, grass and other vegetation on such land or lands to be cut and removed. The landowner shall be responsible for the actual cost of such cutting and 'removal, plus an administrative fee to be set from time .to time by resolution of the Village Board. The Code Enforcement Officer shall certify to the Village Treasurer said amount and thereupon shall become and be a lien upon the property, in which said weeds, grass and other vegetation were located,. And shall be added to and become and form apart of the taxes next to be assessed and levied upon such lot or land and shall bear interest at the same rate as taxes and shall be collected and enforced by the same officer in the same manner as taxes.

## SECTION 5 - EFFECTIVE DATE

This local law shall be effective upon filing in the office of the Secretary of State.

**§ 601-1 Findings.**

The outdoor storage of abandoned, junked, and discarded motor vehicles upon public and private property within the Village of Pulaski, except in a permitted and orderly manner, constitutes a blight upon the Village of Pulaski and presents a peril to public health and safety in that they are replete with dangerous materials, including broken glass, sharp and torn metals, gasoline and other hazardous materials, are an attractive nuisance to children, and tend to depreciate not only the property on which they reside, but also other properties in the neighborhood and within the Village of Pulaski generally. Accordingly, the Common Council hereby finds that the outdoor storage of such vehicles is detrimental to the general welfare of the Village of Pulaski, its residents and the community at large and, thus, constitutes a public nuisance requiring regulation and enforcement by the Village of Pulaski.

**§ 601-2 Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

**ABANDONED**

Any motor vehicle which:

- A. Has a wholesale value of \$1,250 or less; and
- B. Is more than 10 model years old; and
- C. Has been abandoned for at least one month.

**DISCARDED**

Any motor vehicle which, under the totality of the circumstances, appears to have been disposed of as useless, no longer of service or rejected by the true owner. Criteria used in making such a determination may include, but are not limited to, the circumstances under which a vehicle is situated upon the property in question, the concealment of valid identification of the vehicle such as the removal, obliteration, alteration or removal of the vehicle identification number, whether useful and valuable parts of the vehicle have been removed, and whether the remaining parts of the vehicle are of significant value.

**JUNKED**

Any motor vehicle, or used parts or waste materials from motor vehicles which, taken together, equal in bulk one or more such vehicle, which is:

- A. Unregistered for a period of 10 or more consecutive days;
- B. Uninsured for a period of 10 or more consecutive days;
- C. No longer intended or in condition for legal use on the public highways;
- D. The cost to repair the vehicle in order to enable said vehicle to pass the New York State inspection laws for motor vehicles exceeds the fair market value of said vehicle; or
- E. Abandoned or discarded.

**MOTOR VEHICLE**

Every vehicle which may be operated or driven upon a public highway which is propelled by any power other than muscular power, including, but not limited to, an automobile, bus, trailer, tractor, motor home, motorcycle, and mini bicycle. This term shall also include an all-terrain vehicle and snowmobile.

**OWNER OF MOTOR VEHICLE**

A person, other than a lienholder, having possession of or title to a motor vehicle. The term includes a person entitled to the use and possession of a motor vehicle subject to a security interest in another person and also includes any lessee or bailee of a motor vehicle, having the exclusive use thereof, under a lease or otherwise, for a period of greater than 30 days.

**PERSON**

An individual, partnership, association, corporation, or entity of any other kind.

**PRIVATE PROPERTY**

Any real property situate in the Village of Pulaski which is not public property as defined herein.

**PUBLIC PROPERTY**

Any real property in which the Village of Pulaski, County of Oswego, State of New York or United States of America has any form of legal interest therein, including, but not limited to, fee simple ownership, recorded easements, unrecorded easements, easements by prescription, licenses or any interest acquired by adverse possession.

**UNINSURED**

A vehicle not insured in accordance with Article 6 of the New York State Vehicle and Traffic Law.

**UNREGISTERED**

A vehicle not registered in accordance with Article 14 of the New York State Vehicle and Traffic Law, or a vehicle registration which, though proper and current, has been suspended or revoked by the New York State Department of Motor Vehicles.

**§ 601-3 Presumptions.**

- A. The fact that a motor vehicle does not display a current motor vehicle registration or license plate shall be presumptive evidence that such motor vehicle is not in condition for legal use upon the highways.
- B. With respect to any motor vehicle not required to be licensed or a motor vehicle not usually used on public highways, the fact that such motor vehicle is not in condition to be removed under its own power shall be presumptive evidence that such motor vehicle is a junked motor vehicle unless refuted by verifiable and credible proof to the satisfaction of the Code Enforcement and or their designee.

**§ 601-4 Storage regulations.**

In any district, the following regulations shall apply:

- A. Any vehicle having a maximum gross weight of more than 18,000 pounds, motor vehicles used for drag or stock car racing, and an abandoned or junked vehicle must be parked in a completely enclosed structure, such as a garage or barn.
- B. Exceptions to these parking location regulations may be granted upon the issuance of a special permit pursuant to § 601-6 of this chapter.

**§ 601-5 Exemptions.**

- A. This chapter shall not apply to any motor vehicle repair shop which is licensed by the State of New York or to any new or used automobile or trailer sales or rental agency.
- B. This chapter shall not apply to any motor vehicles which are permanently stored in a completely enclosed structure.
- C. This chapter shall not apply to any motor vehicles which are completely covered by a nontransparent covering specifically manufactured for covering motor vehicles, provided that such covered motor

vehicle is situate in the rear yard of the property, as the term "rear yard", behind the structure.

**§ 601-6 Special permits.**

- A. The office of the Code Enforcement and/or their designee may grant a special permit where the strict application of the provisions of this chapter would result in practical difficulty or unnecessary hardship, provided that the legislative intent of this chapter, as set forth in § **601-1** hereof, is not impaired and so long as the protection of the safety and welfare of the community is not impaired. A special permit issued under this section shall be valid for a period not to exceed six consecutive calendar months except for special permits issued pursuant to Subsection **B** of this section.
- B. Notwithstanding the provisions of Subsection **A** of this section, the office of the Code Enforcement and/or their designee may grant a temporary permit for residents in the process of selling a car. Said permit is intended to provide residents a reasonable opportunity to display and offer for sale a motor vehicle in a location other than within the public right-of-way, unless specially endorsed and permitted by the Code Enforcement and/or their designee. Such temporary permit is valid for a period not to exceed 30 days, except that a permit may be obtained for the same vehicle for an additional 30 days upon application by the owner or agent of the owner. Applications for such permits may be made upon forms specified by the Code Enforcement and/or their designee. Permits may be issued in the discretion of the Code Enforcement and/or their designee, giving due consideration to the number of vehicles at the subject location, the number of permits currently and previously issued and the impact of the display of such vehicle(s) at the subject location.
- C. Any permit issued pursuant to this section may be suspended or revoked for cause, upon notice to the permittee. Notice of any such suspension or revocation shall be made in the same manner as specified in Subsection **B** of § **601-8** herein.

**§ 601-7 Enforcement.**

The Code Enforcement and/or their designee of the Village of Pulaski is hereby declared to be the enforcement officer of this chapter.

**§ 601-8 Notice of violation.**

- A. The enforcement officer may serve upon the last known registered owner of an abandoned, discarded or junked motor vehicle located on public property, or a discarded or junked motor vehicle located on private property, and/or the assessed owner of the real property upon which said motor vehicle is situated, a written notice of violation of this chapter.
- B. The notice of violation shall be served in the following manner:
  - (1) By personal service as defined by the Civil Practice Law and Rules of the State of New York; or
  - (2) By certified or registered mail, return receipt requested.
- C. The notice of violation shall state that the violation shall be remedied within 10 calendar days of the service of said notice and that the failure to remedy such violation shall be deemed to subject the last known registered owner of the junked, abandoned or discarded motor vehicle and/or the assessed owner of the real property upon which the motor vehicle is situate to the penalties prescribed by this chapter.
- D. The notice of violation shall state that the Village of Pulaski shall have the authority to remove such junked, abandoned or discarded motor vehicle from public property after the expiration of 10 days from the date of service of the notice of violation, as prescribed by § **601-10** hereunder.
- E. In the case of a discarded or junked motor vehicle located on private property, the notice of violation shall additionally state that the person(s) served with said notice shall be entitled to an opportunity to be heard with regard to said violation at a hearing before the Code Enforcement or his/her designee. Said

notice of violation shall further state that the person(s) served must request a hearing, in writing, before the Code Enforcement, which request must be received by the Code Enforcement within 10 days of the date of said notice of violation.

**§ 601-9 Hearing.**

If a person served with a notice pursuant to § **601-8E** of this chapter shall timely request a hearing, the Code Enforcement or his/her designee shall hold the same within 30 days of the receipt of the request therefor and shall hear said person and all other persons interested concerning the removal of the discarded or junked motor vehicle(s) therefrom and the applicability of this chapter to the facts and circumstances presented. If the Code Enforcement or his/her designee shall determine that the motor vehicle(s) in question meet the definition of "discarded" or "junked" as provided by this chapter, and that the motor vehicle(s) are being stored on private property in violation of this chapter, the person(s) served with the notice shall be ordered to remove the same within 15 days of such determination. If the person(s) served with the notice shall fail to remove the motor vehicle(s) in question within 15 days of such determination, the Village and/or its authorized agents or employees shall be authorized to enter onto the property to remove the same pursuant to § **601-11B** of this chapter.

**§ 601-10 Penalties for offenses.**

Any person who shall refuse or fail to comply with the demand contained in the notice of violation and who shall refuse and neglect to remove the abandoned, discarded or junked motor vehicle as directed by this chapter, or who shall otherwise violate the provisions of such chapter, or who shall resist or obstruct the agents of the Village from removing said vehicle, shall be deemed guilty of a violation and subject to a fine:

- A. For a first offense, not less than \$50 and not to exceed \$100 and/or imprisonment not to exceed 15 days per day for each day that said violation of this chapter continues.
- B. For a second offense, not less than \$100 and not to exceed \$250 and/or imprisonment not to exceed 15 days per day for each day that said violation of this chapter continues.
- C. For a third or subsequent offense, not less than \$250 and not to exceed \$500 and/or imprisonment not to exceed 15 days per day for each day that said violation of this chapter continues.

**§ 601-11 Removal by Village.**

- A. In any case where an abandoned, junked or discarded motor vehicle remains on public property for a period of 10 or more calendar days after the service of notice as prescribed in § **601-8** herein, the Village of Pulaski, its officers, agents or employees shall be vested, upon resolution of the Village Board, with the authority to remove said abandoned, junked or discarded vehicle. The person upon whom the notice of violation is served shall be jointly and severally liable for the costs incurred by the Village of Pulaski for the removal and towing of said abandoned, discarded or junked motor vehicle, plus the sum of 25% for administrative fees.
- B. In any case where a junked or discarded motor vehicle remains on private property for a period of 10 or more calendar days after the service of notice as prescribed by § **601-8** herein or, if the person(s) served with said notice request a hearing pursuant to § **601-9** of this chapter, within 15 days of the Code Enforcement or his/her designee's determination that the motor vehicle in question is being stored on private property in violation of this chapter, the Village of Pulaski, its officers, agents or employees shall be vested with the authority to remove said junked or discarded vehicle. The person(s) upon whom the notice of violation is served shall be jointly and severally liable for the costs incurred by the Village of Pulaski for the removal and towing of said discarded or junked motor vehicle, plus the sum of 25% for administrative fees. All costs and fees associated with removal and towing must be paid by the person(s) responsible for the violation of this chapter before the vehicle(s) in question may be reclaimed.

**§ 601-12 Administrative immunity.**

No officer, agent or employee of the Village of Pulaski shall render himself or herself personally liable for any damage that may accrue to persons or property as a result of any act required or permitted in the discharge of his or her duties under this chapter.

**§ 601-13 Promulgation of rules and regulations.**

Subject to and in conformity with the provisions set forth herein, the Code Enforcement and/or their designee may enact, amend and repeal rules and regulations in order to properly carry out the provisions of this chapter. Any such rules and regulations shall be recorded and filed with the office of the Code Enforcement and the Village Clerk.

**SUGGESTED CHANGES TO THE 160-97 – SHORT TERM RENTALS**

- 1. Under “B” – Short Term Rental definition, letter (2)  
Consider adding language that would also include “advertising a short-term rental independently on the web, through more traditional publications and/or personal exchanges”.**
  
- 2. Under “C” Short-term rental requirements, number two (2), add “Owner Occupied Hosted short-term rentals are allowed in R-2”.**
  
- 3. Under “D2”, application for special use permit, “any locations in R-2, given permits between these dates, August 25, 2022 until July 10, 2023 would be able to operate unhosted with a 24 hour off site manager, until the property is sold to a different owner.”**

R-1 - No short term  
R-2 - manager  
24 hour notice

# Village of Pulaski

7B3  
7C2

## § 160-97. Short-term rentals. [Added 8-9-2021 by L.L. No. 4-2021]

A. The purpose of this section is to control and regulate the use of short-term rentals within the Village, preserve residential character and quality of life of the neighborhoods, along with the general welfare of the residential neighborhoods.

B. Definitions. As used in this section, the following terms shall have the meanings indicated.

HOSTED — The on-site presence of the owner at the property during the duration of the rental period.

OCCUPANTS — The person(s) renting the short-term rental. For purposes of this section, occupants includes their guests and any sublessees.

OWNER — The permanent resident of the dwelling, and/or person(s) or entity that holds legal and/or equitable title to the short-term rental, or an agent of the owner who is authorized to take remedial action and to respond to any violation of this section.

SHORT-TERM RENTAL —

(1) One or more dwellings, as the term is defined in this chapter, and excluding bed-and-breakfasts, for which rent is received by the owner, directly or indirectly, in exchange for residential occupation:

(a) For periods of not less than one night and not more than 30 consecutive days to the same occupants for the same dwelling; and

(b) Where the total days the dwelling is rented to all occupants in one calendar year exceeds 30 cumulative days.

(2) The advertisement of the potential availability (as stated above) of the dwelling for rent on short-term rental websites shall create a presumption that the dwelling is a short-term rental.

(3) Ongoing month-to-month tenancies are excluded from the provisions of this section. *or independently on the web or through personnel exchange*

UNHOSTED — The absence of the owner on-site at the property during the durations of the rental period.

C. Short-term rental requirements.

(1) Unhosted short-term rentals shall be prohibited in all zoning districts.

(2) Hosted or unhosted short-term rentals shall be prohibited in R-1 Districts.

(3) Hosted short-term rentals shall be prohibited unless a special use permit is issued by the Planning Board as provided for herein. A separate special use permit shall be required for each short-term rental property. The special use permit requirements of this section are in addition to any business license, tax registration, or any other permit or licensing requirements that may be required under state or county law. *Add -*

D. Application for special use permit.

(1) Application information. An application for a special use permit shall be made to the Planning Board, and shall be subject to public notice and hearing, pursuant to this chapter. Special use permit applications shall contain the following information:

(a) The name, address, telephone number, emergency telephone number, and email address of

the owner [including any authorized agent(s)] who will be on-site for the duration of any rental period, and a secondary emergency contact individual;

- (b) The number of bedrooms and approximate square footage in the property and the maximum number of overnight occupants;
- (c) An acknowledgement that the subject property meets all local Building Code and Uniform Code requirements;
- (d) A diagram and/or photograph of the property showing and indicating the number and location of designated on-site parking spaces, and the maximum number of vehicles allowed for overnight occupants;
- (e) If the application is for the renewal of a special use permit, the record of all calls or complaints made in the preceding five years is to be reviewed;
- (f) An acknowledgment that the owner, agent(s), and secondary emergency contact individual have read and are familiar with the regulations contained in this section; and
- (g) A certification of the accuracy of the information submitted and an agreement to comply with any and all conditions of the special use permit.



(2) Preexisting short-term rental. Notwithstanding any other provision of this section, short-term rentals already in existence at the effective date of this section, whether hosted or unhosted, shall be required to comply with the requirements of this section within 60 days of its effective date.

(3) Inspection. In evaluating an application for a special use permit, the subject property shall be inspected by the Village Code Enforcement Officer to determine maximum parking capacity for the property and to verify compliance with provisions of this section and the New York State Uniform Prevention and Building Code. Upon an application for renewal of a special use permit, the subject property shall be reinspected to ensure continued compliance with this section.

(4) Public hearing notification. The Village shall notify all property owners within 1,000 feet of the subject property, in writing, that an application has been submitted for a special use permit to allow the subject property to be used as a short-term rental. This notification shall clearly state the following information:

- (a) The name of the owner, agent(s), and secondary emergency contact individual for the property and a telephone number at which those parties may be reached on a twenty-four-hour basis;
- (b) The maximum number of occupants allowed to stay overnight in the dwelling; and
- (c) The maximum number of vehicles allowed to be parked on-site on the subject property overnight.

E. Application fee. An application for a special use permit under this section shall be accompanied by a nonrefundable fee in such amount as the Village Board of the Village of Pulaski may from time to time establish by resolution.

F. Application review process. The application review process for the issuance of a special use permit under this section shall comply with the considerations and necessary provisions.

## G. Conditions.

- (1) All special use permits issued pursuant to this section are subject to the following standard conditions:
  - (a) The owner shall, by written agreement with the renter, limit the number of overnight occupants and their vehicles to the number approved in the special use permit application.
  - (b) The owner shall demonstrate consistent efforts to ensure that the occupants of the property do not create excessive noises, as defined in this chapter, and/or engage in conduct which with annoys, disturbs, injures, or endangers the comfort, repose, health, peace or safety of others, or violate provisions of this section. The use of illegal drugs or controlled substances by occupants is prohibited. The owner shall promptly respond to any complaints of violations of this section by any occupants of the subject property or by any third parties.
  - (c) The owner, upon notification that occupants of the property have created excessive noises and/or engaged in conduct which either annoys, disturbs, injures, or endangers the comfort, repose, health peace or safety of other, or otherwise violated provisions of this section, shall promptly use best efforts to prevent a recurrence of such conduct.
  - (d) The owner shall post a copy of the special use permit and a copy of these standard conditions set forth in this section and any other conditions imposed by the Village in a conspicuous place on the subject property.
  - (e) The subject property shall, at all times, regardless of whether the property is occupied, be in compliance with the Village Code and the New York State Uniform Fire Prevention and Building Code, and any other applicable laws and codes.
  - (f) All occupants of the subject property shall observe quiet hours, which shall be between the hours of 10:00 p.m. and 7:00 a.m., Sunday through Thursday, and 11:00 p.m. and 7:00 a.m., Friday and Saturday. Excessive noises and/or conduct which either annoys, disturbs, injures, or endangers the comfort repose, health, peace or safety of others shall constitute a violation of this section and may be grounds for revocation of the special use permit.
  - (g) Call response availability. The owner and/or agent(s) and second emergency contact person shall be personally available by telephone on a twenty-four-hour basis to respond to calls or complaints regarding the condition or operation of the subject property. Failure to respond to calls or complaints in a reasonably timely and appropriate manner shall constitute a violation of this section and may be grounds for revocation of the special use permit. For the purposes of this section, responding in a reasonably timely and appropriate manner means that an initial call shall be responded to within one hour of the initial call, and any corrective action shall be commenced within 24 hours of the initial call. The owner shall maintain a record of each caller or complainant, details of the call or complaint, the date, and time of each call or complaint, details of the owner's response and corrective action and any other documentation associated with such call or complain, and shall provide such records to the Village upon demand, and/or as part of any revocation hearing or application for renewal of the special use permit.
- (2) The Planning Board shall have the authority to impose additional conditions related to the use of the subject property as a short-term rental as may be deemed necessary to achieve the objectives of this section.

- H. Permitter. A special use permit issued under this section shall be valid for one year from the date of issuance, subject to subsequent renewal periods of one year to three years, at the discretion of the Planning Board, based on the history of complaints and violations under this section relating to the subject property during the preceding permit period.
- I. Notification requirements. Each short-term rental shall have a clearly visible and legible notice posted within the property on or adjacent to the interior of the front door, containing the following information:
- (1) The name of the owner, agents(s), and secondary emergency contact individual, and a telephone number at which each such individual may be reached on a twenty-four-hour basis;
  - (2) The maximum number of occupants permitted to stay in the short-term rental;
  - (3) The maximum number of vehicles allowed to be parked on the subject property;
  - (4) Quiet hours shall be between the hours of 10:00 p.m. to 7:00 a.m., Sunday through Thursday, and 11:00 p.m. to 7:00 a.m., Friday and Saturday, and that excessive noises and/or conduct which either annoys, disturbs, injures, or endangers the comfort, repose, health, peace or safety of other shall be a violation of this section.
  - (5) Rules for the disposal of refuse, including but not limited to the refuse pickup day.
  - (6) Notification that occupants may be cited and fined for creating a disturbance or for violating other provisions of this section or the Village Code; and
  - (7) Notification that failure to conform to the parking and occupancy requirements of the subject property is a violation of this section.
- J. Enforcement; penalties for offenses.
- (1) Penalties imposed for offenses under this section shall be as set forth in this section, in addition to any other penalties for offenses which may be available under the Village Code.
  - (2) In addition to the penalties imposed, each subsequent offense after the third offense within five years shall be punishable by a fine of \$1,000 or imprisonment for up to six months, or both.
  - (3) In addition to the penalties set forth herein, upon the fourth offense within five years, and upon each offense thereafter within the preceding five years, the special use permit may be revoked in accordance with the provision of this section.
  - (4) Civil enforcement. Appropriate actions and proceedings may be taken by law or in equity proceedings to prevent any violation of this section, to recover damages, to restrain, correct or abate a violation and to prevent illegal occupancy of a building, structure or premises. These remedies shall be in addition to the penalties described above. Consequently, the Village Board may institute any appropriate action or proceeding to prevent and to restrain, correct or abate such violation or to prevent any illegal act, conduct, business or use in and about such premises.
- K. Revocation of special use permit.
- (1) Upon the occurrence of the events identified in this section, the Village Code Enforcement Officer shall notify the Village Board, Planning Board, and the owner of the same, in writing, and the Planning Board may, in its discretion, hold a public hearing to determine whether the special use permit should be revoked.

- (2) Such public hearing shall be held by the Planning Board no more than 45 days from the date to notification from the Code Enforcement Officer is delivered to the owner. Notice of the hearing shall be delivered to the owner in person, or by mail to the address given in the application, and shall be published once in a newspaper having a circulation with the Village of Pulaski. Said notice to the owner and publication shall be not less than 10 days before the date of the hearing. Written notice of such public hearing shall also be given, personally or by mail, to property owners with 1,00 feet at least 10 days before the date set for the public hearing; if such notice is given by mail, the ten-day period shall be deemed to commence upon deposit with the United States Postal Service.
- (3) At the time and place set for the public hearing, the Planning Board shall take the testimony, under oath, of the owner and all other persons wishing to be heard, as to why the special use permit should not be revoked, and shall receive into the record any documentary evidence submitted either for or against revocation.
- (4) After the public hearing, the Planning Board shall, within 30 days, determine in writing whether or not the special use permit should be revoked or permitted to continue, either with or without additional conditions, and shall give notice of its determination to the owner by mail.
- (5) A special use permit may be revoked upon any of the following grounds:
  - (a) Fraud, misrepresentation or false statement contained in the application for the special use permit;
  - (b) Upon the occurrence of the events identified in this chapter;
  - (c) Any failure or refusal to maintain the short-term rental in compliance with the Village Code and the New York State Uniform Fire Prevention and Building Code, and any other applicable laws and codes;
  - (d) Any violation of this section or any standard or additional conditions of the special use permit; or
  - (e) Upon the occurrence of any conduct at the property which results in the issuance of a misdemeanor or felony complaint against the owner or any occupant of the short-term rental.
- (6) If a special use permit is revoked, all uses of the property as a short-term rental shall cease within 30 days of the date of the Planning Board's determination revoking said permit. A property for which a special use permit was previously revoked may be the subject of a new special use permit not sooner than 12 months after revocation.

**SUGGESTED REVISIONS TO 160-39 – 160-43 – SOLAR****160-39 Regulations for Residential – R-1**

**A – (16) Change Solar Energy Systems, residential to  
Solar Energy System, residential – roof-mounted**

**B – (5) Change Solar Panels, ground mounted to  
Solar Energy System, residential – ground-mounted**

**160-40 Regulations for Residential R-2 District**

**A – (17) Solar Energy System, residential, ground and roof-mounted to  
Solar Energy System, residential, roof-mounted**

**B – (18) Solar Energy System, commercial to  
Solar Energy System, residential, ground-mounted**

**160-41 Regulations for Residential R-3 District**

**A – (17) Solar Energy System, residential to  
Solar Energy System, residential, roof-mounted**

**B – (31) Solar Energy System, commercial to  
Solar Energy System, residential, ground-mounted**

**160-42 Regulations for Business B-1 District.**

**A – (39) Solar Energy System, private, roof or ground-mounted to  
Solar Energy System, private, roof-mounted**

**B – (21) Solar Energy System, commercial, ground-mounted to  
Solar Energy System, private, ground-mounted**

**160-42 Regulations for Business B-2 District.**

**A – (49) Solar Energy System, private to  
Solar Energy System, commercial, roof-mounted**

**B – (35) Solar energy, commercial to**

**Solar Energy System, commercial, ground-mounted**

**160-43 Regulations for Industrial I District**

**A - (39) Solar system, commercial to**

**Solar Energy System, commercial, roof or ground-mounted**

**B – (37) Solar energy, commercial to**

**Be deleted**

**SUMMARY**

**– Residential and B1 Districts – private solar - ground mounted needing a special permit.**

**-B2 - commercial solar – ground mounted needing a special permit**

**-I – commercial solar – roof and ground mounted permitted.**

### § 160-35 Establishment of zoning districts.

The Village of Pulaski is hereby divided into the following zoning districts:

- Residential R-1
- Residential R-2
- Residential R-3
- Business B-1
- Business B-2
- Industrial I

### § 160-36 Zoning Map.

The zoning districts are shown, defined and bounded on the Zoning Map accompanying this chapter, as well as described by Article VI<sup>[1]</sup>. The Zoning Map is made a part of this chapter and shall be on file in the office of the Village Clerk-Treasurer, and any modifications due to rezoning shall be noted on said map by the Village Clerk-Treasurer or Zoning Enforcement Officer.

[1] *Editor's Note: Original Article VI of this ordinance, which contained narrative boundary descriptions for the Village zoning districts, was removed from the ordinance. Said boundary descriptions and the Village Zoning Map are on file in the Village Clerk-Treasurer's office and available for review during regular office hours. The map is also included as an attachment to this chapter.*

### § 160-37 Interpretation of district boundaries.

- A. Questions concerned with the exact location of district boundary lines as shown on the Zoning Map shall be resolved by the Board of Appeals.
- B. Where a district boundary line divides a lot of record at the time such line is adopted, the regulations for the less restricted part of such lot shall extend not more than 50 feet into the more restricted part, provided the lot has frontage on a street in the less restricted district.

### § 160-38 Standards applicable to all residential use.

- A. Minimum building size.
  - (1) For all one-story single-family dwellings, the minimum floor area used for living purposes shall be no less than 700 square feet.
  - (2) For two-family dwellings, the minimum floor area used for living purposes shall not be less than 600 square feet for each family unit.
  - (3) For all two-story single-family dwellings, the total floor area used for living purposes shall be not less than 1,000 square feet.
- B. Private garages, ground-mounted solar systems and other outbuildings.
  - (1) No garage or other outbuilding shall be placed nearer to a side or rear property line than five feet (as measured from the roof dripline), and for each foot the height of such building exceeds 15 feet, the offset from the side and rear property lines shall be increased by one foot.
  - (2) No detached garage, ground-mounted solar panels, or other outbuilding shall be constructed nearer the front property line than the front of the main building as located on the lot or, in the case of a corner lot, nearer to the side street line than a distance equal to 1/2 the width of the lot. The above, however, shall not prevent the construction or use of a common joint garage on lots adjoining at the side or prevent the construction of a garage as a structural part of a dwelling, and a garage so constructed may extend into an interior side yard required under this chapter for a distance not to exceed five feet.
- C. Sidewalks approved by the Zoning Enforcement Officer will be installed on all lots within the Village before a certificate of occupancy is issued. (Refer to Street and Sidewalk Law, Chapter 122 of this Code.)
- D. Trees and vegetation bordering sidewalks must be kept trimmed to allow minimum seven-foot clearance above the sidewalk and no encroachment.

### § 160-39 Regulations for Residential R-1 District.

- A. Permitted uses. The following uses are allowed in Residential R-1 Districts with a permit:
  - (1) Access road.
  - (2) Accessory building.
  - (3) Boat launch, private.

- (4) Carport.
- (5) Dock.
- (6) Dwelling, one-family.
- (7) Dwelling, factory-manufactured.
- (8) Fence.
- (9) Garage, residential.
- (10) Garage sales (no more than two per year for three days).
- (11) Garden.
- (12) Manufactured home.
- (13) Modular home.
- (14) Private, noncommercial marina.
- (15) Satellite receiving antenna.
- (16) Solar energy system, residential.

B. Uses requiring special permits. The following uses are permitted in a Residential R-1 District after issuance of a special permit.

- (1) Fisherman access.
- (2) Home occupation.
- (3) Hospital.
- (4) School.
- (5) Solar panels, ground-mounted
- (6) Windmill
- (7) Roadside stand.

C. Area, yard coverage height and supplementary regulations.

Regulation	Residential Uses	All Other Uses
Lot area minimum	20,000 square feet Example: 100 feet by 200 feet	Same
Building front line minimum	100 feet for non-corner-lot; 110 feet for corner lot	Same
Lot depth minimum	150 feet	Same
Minimum road frontage	50 feet	Same
Front yard minimum setback	55 feet from center of street	Same
Rear yard minimum setback	40 feet	Same
Side yard minimum setback	Single-family: total width 30 feet, each side yard has to be at least 10 feet	Total 50 feet, each minimum 20 feet
Maximum lot coverage	30%	Same
Height maximum	35 feet	No limit except that for any structure over 35 feet high, the width of the two side yards shall be increased by four feet and the depth of the front yard by one foot

NOTES:

Supplementary regulations:

- 1) As set forth in Article V hereof.
- 2) Site plan approval for nonresidential uses.

### § 160-40 Regulations for Residential R-2 District.

A. Permitted uses. The following uses are allowed in Residential R-2 Districts with a permit:

- (1) Access road.

- (2) Accessory building.
- (3) Boat launch, private.
- (4) Carport.
- (5) Dock.
- (6) Dwelling, one-family.
- (7) Dwelling, factory-manufactured.
- (8) Fence.
- (9) Garage, residential.
- (10) Garage sales (no more than two per year for three days).
- (11) Garden.
- (12) Manufactured home.
- (13) Modular home.
- (14) Nursing or convalescent home.
- (15) Private, noncommercial marina.
- (16) Satellite receiving antenna.
- (17) Solar energy system, residential, ground and roof.

B. Uses requiring special permits. The following uses are permitted in a Residential R-2 District after issuance of a special permit:

- (1) Apartment, single.
- (2) Assisted living.
- (3) Boardinghouse and/or bed-and-breakfast.
- (4) Boat launch, public.
- (5) Community center.
- (6) Condominium.
- (7) Day-care center.
- (8) Fisherman's access.
- (9) Fraternity or sorority house.
- (10) Funeral home.
- (11) Home occupation.
- (12) Home professional office.
- (13) Hospital.
- (14) Personal service.
- (15) Religious institution.
- (16) Roadside stand.
- (17) School.
- (18) Solar energy system, commercial.
- (19) Tourist home.
- (20) Windmill.

C. Area, yard, coverage, height and supplementary regulations.

Regulation	Residential Uses	All Other Uses
Lot area minimum	20,000 square feet	Same
Building front line minimum	100 feet for non-corner-lots; 110 feet for corner lots	Same
Lot depth minimum	150 feet	Same

Regulation	Residential Uses	All Other Uses
Minimum road frontage	50 feet	Same
Front yard minimum set back	55 feet from street center	Same
Rear yard minimum setback	40 feet	Same
Side yard minimum	Single-family total width 30 feet, neither less than 10 feet Two-family minimum total 40 feet, neither less than 15 feet	
Coverage maximum	25%	Same
Height maximum	35 feet	No limit except that for any structure over 35 feet high, the width of the two side yards shall be increased by three feet

## NOTES:

Supplementary regulations:

- 1) As set forth in Article V hereof.
- 2) Site plan approval for nonresidential uses.

**§ 160-41 Regulations for Residential R-3 District.**

A. Permitted uses. The following uses are permitted with a permit in a Residential R-3 District:

- (1) Access road.
- (2) Accessory building.
- (3) Airbnb.
- (4) Boat launch, private.
- (5) Carport.
- (6) Dock.
- (7) Dwelling, one-family.
- (8) Dwelling, factory-manufactured.
- (9) Fence.
- (10) Garage, residential.
- (11) Garage sales (no more than two per year for three days).
- (12) Garden.
- (13) Manufactured home.
- (14) Modular home.
- (15) Marina, private and noncommercial.
- (16) Satellite receiving antenna.
- (17) Solar energy system, residential.

B. Uses requiring special permits. The following uses are permitted with a permit in a Residential R-3 District after issuance of a special permit.

- (1) Amusement center.
- (2) Apartment, single.
- (3) Assisted living.
- (4) Bed-and-breakfast/boardinghouse.
- (5) Boat launch, public.
- (6) Community center.
- (7) Condominium.
- (8) Day-care center.
- (9) Dumpster (concealed).

- (10) Dwelling, multiple-family.
- (11) Dwelling, two-family.
- (12) Energy cooperative.
- (13) Fisherman's access.
- (14) Fraternity or sorority house.
- (15) Funeral home.
- (16) Greenhouse, commercial.
- (17) Golf course.
- (18) Home occupation.
- (19) Home professional office.
- (20) Hospital.
- (21) Indoor recreation.
- (22) Laundromat.
- (23) Lodge.
- (24) Multifamily housing.
- (25) Nursing or convalescent home.
- (26) Outdoor recreation.
- (27) Personal service.
- (28) Religious institution.
- (29) Roadside stand.
- (30) School.
- (31) Solar energy system, commercial.
- (32) Storage, indoor, commercial.
- (33) Storage, outdoor, commercial.
- (34) Windmill.

C. Area, yard, coverage, height and supplementary regulations.

- (1) A 200-foot buffer is required, consisting of deciduous and evergreen trees, plants and shrubs, from any existing homes for multifamily units. A 100-foot buffer between any preexisting homes and two-family units.
- (2) One- to three-family units will be 50 feet from any property line and/or existing home, with five more feet for each additional family or housing unit.

**§ 160-42 Regulations for Business B-1 District.**

A. Permitted uses. The following uses are permitted with a permit in Business B-1 Districts:

- (1) Access road.
- (2) Accessory building.
- (3) Airbnb.
- (4) Boat launch, public and/or private.
- (5) Business office.
- (6) Carport.
- (7) Charter boat.
- (8) Club.
- (9) Club, private.
- (10) Clubhouse, commercial.
- (11) Community center.

- (12) Day-care center.
- (13) Dock.
- (14) Dumpster, (concealed).
- (15) Dwelling, one-family.
- (16) Dwelling, factory-manufactured.
- (17) Enclosed service and repair.
- (18) Farmer's market/flea market.
- (19) Farm stand.
- (20) Fence.
- (21) Fisherman's access.
- (22) Food pantry.
- (23) Garage, residential.
- (24) Garage sales (if no more than two per year for three days).
- (25) Garden.
- (26) Home occupation.
- (27) Home professional office.
- (28) Hotel.
- (29) Laundromat.
- (30) Manufactured home.
- (31) Modular home.
- (32) Nursing/convalescent home or assisted living facility.
- (33) Religious institution.
- (34) Restaurant.
- (35) Retail sales and service.
- (36) Retail store.
- (37) Roadside stand.
- (38) Satellite receiving antenna.
- (39) Solar energy system, private, roof- or ground-mounted.
- (40) Theater.

B. Uses requiring special permits. The following uses are permitted in Business B-1 Districts after issuance of a special permit.

- (1) Agriculture/agricultural use.
- (2) Amusement center.
- (3) Apartment, single.
- (4) Assisted living.
- (5) Boardinghouse and/or bed-and-breakfast.
- (6) Condominium.
- (7) Construction engineering.
- (8) Dwelling, multiple-family.
- (9) Dwelling, two-family.
- (10) Energy cooperative.
- (11) Fish cleaning station.
- (12) Fraternity or sorority house.

- (13) Hospital.
- (14) Hotel.
- (15) Laundromat.
- (16) Manufacturing.
- (17) Parking lot, commercial.
- (18) Personal service.
- (19) Restaurant-tavern.
- (20) Service business.
- (21) Solar energy system, commercial, ground-mounted.
- (22) Storage, indoor, commercial.
- (23) Storage, outdoor, commercial.
- (24) Tourist home.
- (25) Windmill.

C. Area, yard, coverage, height and supplementary regulations.

Regulation	Residential Uses	All Other Uses
Lot area minimum	20,000 square feet	2,000 square feet or the original size of the lot
Building front line minimum	100 feet	15 feet or to be determined by original lot size
Lot depth minimum	150 feet	30 feet
Front yard minimum	Depth 55 feet from center of street	0
Rear yard minimum	If abuts residential district, 40 feet; if does not abut residential district, 20 feet	If abuts residential district, 40 feet
Side yard minimum	30 feet, neither one less than 10 feet	If abuts residential district, 20 feet
Coverage maximum	30%	90% or restricted by Fire Code
Height maximum	35 feet	Same

NOTES:

Supplementary regulation:

- 1) As set forth in Article V hereof.
- 2) Site plan approval for nonresidential uses.

§ 160-42.1 Regulations for Business B-2 District.

A. Permitted uses. The following uses are permitted in Business B-2 Districts:

- (1) Access road.
- (2) Accessory building.
- (3) Airbnb.
- (4) Boat launch, private and/or public.
- (5) Business office.
- (6) Carport.
- (7) Charter boat.
- (8) Club.
- (9) Club, private.
- (10) Clubhouse, commercial.
- (11) Clubhouse, social.
- (12) Community center.
- (13) Day-care center.

- (14) Dock.
- (15) Drive-in/drive-up.
- (16) Dumpster, (concealed).
- (17) Dwelling, one-family.
- (18) Dwelling, factory-manufactured.
- (19) Dwelling, multiple-family.
- (20) Enclosed service and repair.
- (21) Farm stand.
- (22) Farmer's market/flea market.
- (23) Fence.
- (24) Fisherman's access.
- (25) Food pantry.
- (26) Funeral home.
- (27) Garage commercial, public and motor vehicle sales.
- (28) Garage, repair and service.
- (29) Garage, residential.
- (30) Garage sales (no more than two per year, for three days).
- (31) Garden.
- (32) Gasoline convenience market.
- (33) Gasoline station.
- (34) Home occupation.
- (35) Home professional office.
- (36) Indoor recreation.
- (37) Manufactured home.
- (38) Marina, commercial.
- (39) Modular home.
- (40) Nursing or convalescent home.
- (41) Outdoor recreation.
- (42) Religious institution.
- (43) Restaurant.
- (44) Retail sales and service.
- (45) Retail store.
- (46) Roadside stand.
- (47) Satellite receiving dish.
- (48) Service business.
- (49) Solar energy system, private.
- (50) Theater.

B. Uses requiring special permits. The following uses are permitted in a Business B-2 District after issuance of a special permit.

- (1) Agricultural uses.
- (2) Amusement center.
- (3) Apartment, single.
- (4) Assisted living.

- (5) Automobile and/or trailer sales area.
- (6) Automobile and/or trailer sales and service area.
- (7) Boardinghouse and/or bed-and-breakfast.
- (8) Camp.
- (9) Campground.
- (10) Campsite.
- (11) Campsite area.
- (12) Cargo shipping containers.
- (13) Condominium.
- (14) Construction engineering site.
- (15) Dwelling, two-family.
- (16) Energy cooperative.
- (17) Fish cleaning station.
- (18) Fraternity or sorority house.
- (19) Hospital.
- (20) Hotel.
- (21) Kennel.
- (22) Laundromat.
- (23) Lodge.
- (24) Manufacturing and production facility.
- (25) Mobile home.
- (26) Mobile home park.
- (27) Motel.
- (28) Multifamily housing.
- (29) Park model.
- (30) Parking lot commercial.
- (31) Personal service.
- (32) Religious institution.
- (33) Restaurant-tavern.
- (34) Shopping center.
- (35) Solar energy, commercial.
- (36) Storage, indoor, commercial.
- (37) Storage, outdoor, commercial.
- (38) Theater (outdoor drive-in/drive-up).
- (39) Tourist home.
- (40) Windmill.

C. Area, yard, coverage, height and supplementary regulations.

Regulation	Residential Uses	All Other Uses
Lot area minimum	20,000 square feet	Same
Building front line minimum	100 feet	Same
Lot depth minimum	150 feet	Same
Front yard minimum	55 feet	Same
Rear yard minimum	40 feet	If abuts residential district, 40 feet; if does not abut residential district, 20

Regulation	Residential Uses	All Other Uses
Side yard minimum	Single-family, total width 30 feet, neither less than 10 feet; two-family total width 30 feet, neither less than 15 feet	feet If abuts residential district, minimum of 30 feet; if residential district, 20 feet; neither less than 5 feet
Coverage maximum	30%	Same
Height maximum	35 feet	Same

## NOTES:

Supplementary regulations:

- 1) As set forth in Article V hereof
- 2) Site plan approval for nonresidential uses

**§ 160-43 Regulations for Industrial I District.**

A. Permitted uses. The following uses are permitted in Industrial I districts:

- (1) Access road.
- (2) Accessory building.
- (3) Airbnb.
- (4) Bed-and-breakfast/boardinghouse.
- (5) Business office.
- (6) Carport.
- (7) Club.
- (8) Club, private.
- (9) Clubhouse, commercial.
- (10) Clubhouse, social.
- (11) Dock.
- (12) Dumpster, concealed.
- (13) Dwelling, one-family.
- (14) Dwelling, factory-manufactured.
- (15) Enclosed service and repair.
- (16) Fence.
- (17) Food pantry.
- (18) Funeral home.
- (19) Garage, commercial, public and motor vehicle sales.
- (20) Garage, repair and service.
- (21) Garage, residential.
- (22) Garage sale (no more than two per year, for a maximum of three days).
- (23) Garden.
- (24) Gasoline convenience market.
- (25) Gasoline station.
- (26) Home occupation.
- (27) Home professional office.
- (28) Indoor recreation.
- (29) Manufactured home.
- (30) Modular home.
- (31) Outdoor recreation.

- (32) Restaurant.
- (33) Retail sales and service.
- (34) Retail store.
- (35) Roadside stand.
- (36) Satellite receiver antenna.
- (37) Service business.
- (38) Solar system, private.
- (39) Solar system, commercial.
- (40) Storage, indoor, commercial.
- (41) Storage, outdoor, commercial.

B. Uses requiring special permits. The following uses are permitted in an Industrial I District after issuance of a special permit:

- (1) Agriculture, agricultural uses.
- (2) Amusement center.
- (3) Apartment, single.
- (4) Assisted living.
- (5) Automobile sales and service.
- (6) Automobile or trailer sales and service area.
- (7) Bed-and-breakfast/boardinghouse.
- (8) Cargo shipping container.
- (9) Community center.
- (10) Condominium.
- (11) Construction engineering.
- (12) Day care.
- (13) Drive-in/drive-up.
- (14) Dwelling, multifamily.
- (15) Dwelling, two-family.
- (16) Energy cooperative.
- (17) Farmer's market/flea market.
- (18) Fish cleaning station.
- (19) Greenhouse, commercial.
- (20) Golf course.
- (21) Hospital.
- (22) Hotel.
- (23) Kennel.
- (24) Laundromat.
- (25) Lodge.
- (26) Manufacturing and production facility.
- (27) Mobile home.
- (28) Mobile home park.
- (29) Motel.
- (30) Multifamily housing.
- (31) Park model.

(32) Parking lot, commercial.

(33) Personal services.

(34) Religious institution.

(35) Restaurant-tavern.

(36) Shopping center.

(37) Solar energy, commercial.

(38) Theater, outdoor drive-in/drive-up.

(39) Tourist home.

(40) Windmill.

C. Area, yard, coverage, height and supplementary regulations.

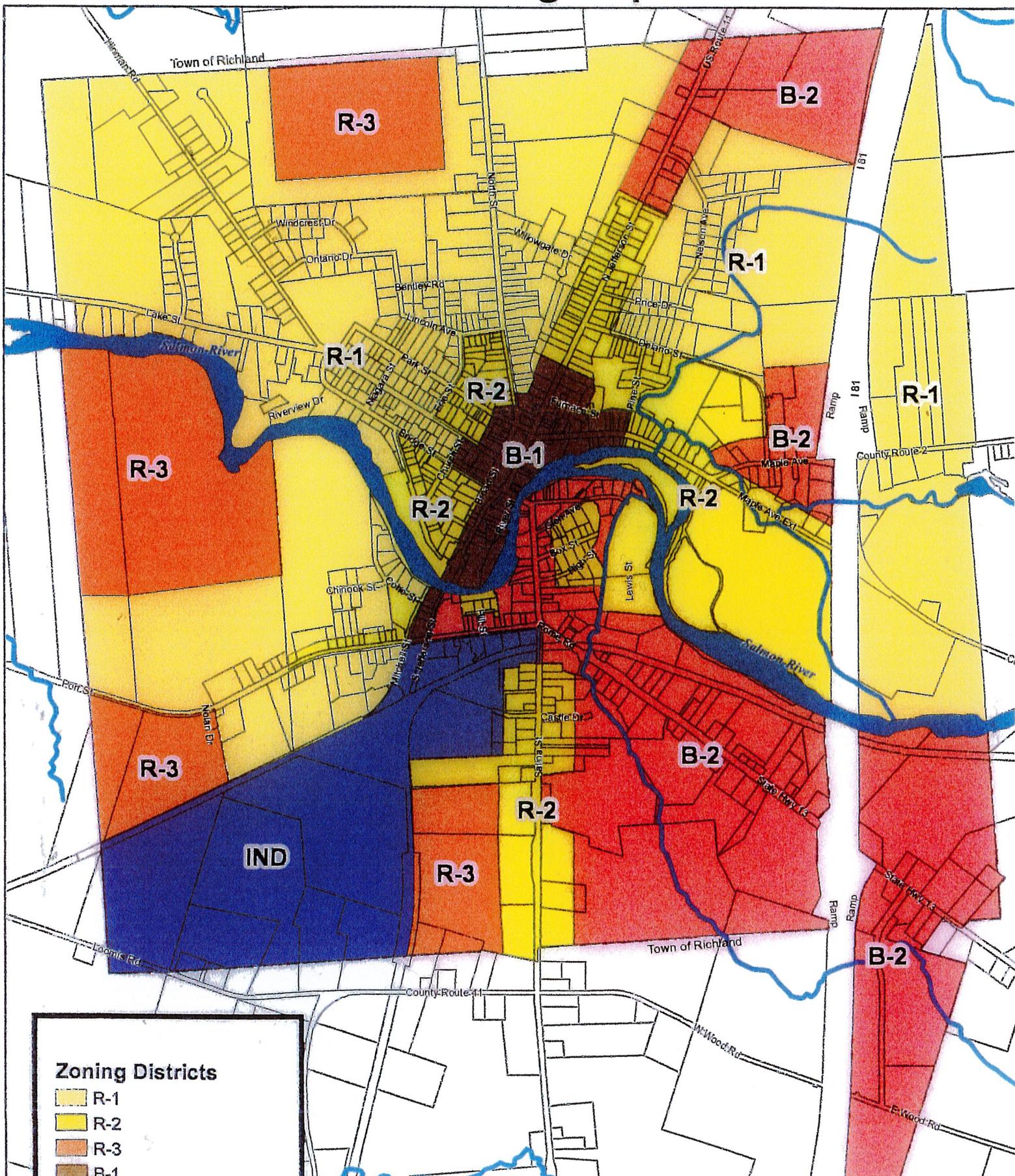
Regulation	Residential Uses	All Other Uses
Lot area minimum	20,000 square feet	30,000 square feet
Building front line minimum	100 feet	150 feet
Lot depth minimum	150 feet	200 feet
Front yard minimum	55 feet from center of street	75 feet from center of street
Rear yard minimum	40 feet	50 feet
Side yard minimum	20 feet	50 feet from residential use adjoining lot; otherwise 30 feet
Coverage maximum	25%	35%
Height maximum	35 feet	50 feet

NOTES:

Supplementary regulations:

- 1) As set forth in Article V hereof
- 2) Site plan approval for nonresidential uses

# Village of Pulaski, NY Zoning Map



## § 160-20 Creation and organization of Board of Appeals and Planning Board.

- A. Pursuant to § 7-712 of the Village Law, there shall be a Zoning Board of Appeals which shall consist of five members appointed in accordance with said § 7-712 of the Village Law. The members of the Zoning Board of Appeals in existence at the time of the amendment of this chapter shall continue to serve as members of the Zoning Board of Appeals until their original terms of office expire. Any replacement members shall be replaced in accordance with § 7-712 of the Village Law.
- B. There shall be established a five-person Planning Board pursuant to § 7-718 of the Village Law. The members of the Planning Board in existence at the time of the amendment of this chapter shall continue to serve as members of the Planning Board until their original terms of office expire. Any replacement members shall be replaced in accordance with § 7-718 of the Village Law.

### § 160-20.1 Alternate members.

- A. Statutory authority. The New York State Legislature has, heretofore, pursuant to Chapter 137 of the Session Laws of 1998, authorized municipalities to appoint alternate members to their Planning Boards and Zoning Boards of Appeals to substitute where conflict of interest situations prevent regular Board members from acting on local land use matters or applications.
- B. Purpose. This section provides the authority to allow the Board of Trustees to appoint alternate members to the Planning Board and Zoning Board of Appeals to substitute where a member is unable to attend or a conflict of interest arises which prevents regular Board members from acting on local land use matters or applications. In such instances, official business cannot be conducted, which may delay or impede adherence to the provisions of this chapter.
- C. Definitions. As used in this section, the following terms shall have the meanings indicated:

#### ALTERNATE MEMBER

An individual appointed by the Board of Trustees to serve on the Village Planning Board and Zoning Board of Appeals when a regular member is unable to participate on an application or matter before the respective Board, as provided herein.

#### MEMBER

An individual appointed by the Board of Trustees to serve on the Village Planning Board and Zoning Board of Appeals pursuant to the provisions of the local law or ordinance which first established such Planning Board and Zoning Board of Appeals.

#### PLANNING BOARD

The Planning Board of the Village of Pulaski, as established by the Village Board of Trustees by local law pursuant to provisions of § 7-718 of the Village Law.

#### ZONING BOARD OF APPEALS

The Zoning Board of Appeals of the Village of Pulaski as established by the Village Board of Trustees by local law or ordinance pursuant to provisions of § 7-712 of the Village Law.

- D. Appointment; terms; powers and duties.
- (1) The Board of Trustees hereby enacts this section to provide a process for appointing alternate members of the Planning Board/Zoning Boards of Appeals. These individuals would serve when members are absent or unable to participate on an application or matter before the respective Board.
  - (2) Alternate members of the Planning Board/Zoning Board of Appeals shall be appointed by the Board of Trustees for a term of five years.
  - (3) The Chairperson of the Planning Board/Zoning Board of Appeals may designate an alternate to substitute for a member when such member is unable to participate on an application or matter before the Board. When so designated, the alternated member shall possess all the powers and responsibilities of such member of the Board. Such designation shall be entered into the minutes of the initial Planning Board/Zoning Board of Appeals meeting at which the substitution is made.
  - (4) All provisions of state law relating to Planning Board/Zoning Board of Appeals members' eligibility, vacancy in office, removal, compatibility of office and service on other boards, as well as any provisions of a local law/local ordinance relating to training, continuing education, compensation and attendance, shall also apply to alternate members.
- E. Supersession of Village Law. This section is hereby adopted pursuant to the provisions of § 10 of the New York State Municipal Home Rule Law and § 10 of the New York State Statue of Local Governments. It is the intent of the Board of Trustees, pursuant to § 10 of the Municipal Home Rule Law, to supersede the provisions of:
- (1) Section 7-718 of the Village Law relating to the appointment of members to the Village Planning Boards; and/or
  - (2) Section 7-712 of the Village Law relating to the appointment of members of Village Zoning Boards of Appeals.

RESOLUTION NO. 10 OF THE YEAR 2023

AUTHORIZATION FOR THE MAYOR TO MAKE AND SIGN THE CFA APPLICATION, AND SHOULD THIS PROJECT BE SELECTED, ALL OTHER NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION DOCUMENTS

WHEREAS, the Village of Pulaski is applying to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for a grant under Title 9 of the Environmental Protection Act of 1993 for a park project to be located at Dunbar Field, a site located within the territorial jurisdiction of the Village of Pulaski Board of Trustees; and

WHEREAS, as a requirement under the rules of this program, said not-for-profit corporation must obtain the “approval/endorsement of the governing body of the municipality in which the project will be located”;

NOW, THEREFORE, be it resolved by this august body that the Board of the Village of Pulaski hereby does approve and endorse the application for the Village of Pulaski for a grant under Title 9 of the Environmental Protection Act of 1993 for a park project known as Dunbar Field and located within this community.

And further, it is resolved that, should the Village of Pulaski be unable to do so, said property shall be forever be maintained by the Village of Pulaski as a municipal park in the community consistent with the rules promulgated by OPRHP.

This Resolution was presented at a meeting of the Village Board of Trustees on July 10, 2023 and put to vote on a roll call as follows:

Jan K. Tighe \_\_\_\_\_

Alan J. Engelbrekt \_\_\_\_\_

Ryan McGrath \_\_\_\_\_

Scott Pello \_\_\_\_\_

Jeffrey Fowler \_\_\_\_\_

## CERTIFICATION OF ADOPTION

I, Catherine Spinney Village Clerk/Treasurer of the Village of Pulaski, New York do hereby certify that the above Resolution was adopted at a meeting of the Village Board held on July 10, 2023, and is on file in the Village Office and that said Resolution has not been altered, amended or revoked and is in full force and effect.

---

Catherine Spinney

Village Clerk/Treasurer

RESOLUTION NO. 11 OF THE YEAR 2023

AUTHORIZATION FOR THE MAYOR TO MAKE AND SIGN THE CFA APPLICATION for MONIES TO FUND THE PULASKI DAM, AND SHOULD THIS PROJECT BE SELECTED, ALL OTHER DEPARTMENT OF ENVIRONMENTAL CONSERVATION DOCUMENTS FOR THE PULASKI DAM

WHEREAS, the Village of Pulaski is applying to the Department of Environmental Conservation for CFA Grant for the Pulaski Dam, which is a Class B – Immediate Hazard Dam, located at a site within the territorial jurisdiction of the Village of Pulaski Board of Trustees;

NOW, THEREFORE, be it resolved by this august body that the Board of the Village of Pulaski hereby does approve and endorse the application for the Village of Pulaski for a grant from the Department of Environmental Conservation, for the Pulaski Dam, located within this community.

This Resolution was presented at a meeting of the Village Board of Trustees on July 10, 2023 and put to vote on a roll call as follows:

- Jan K. Tighe \_\_\_\_\_
- Alan J. Engelbrekt \_\_\_\_\_
- Ryan McGrath \_\_\_\_\_
- Scott Pello \_\_\_\_\_
- Jeffrey Fowler \_\_\_\_\_

CERTIFICATION OF ADOPTION

I, Catherine Spinney Village Clerk/Treasurer of the Village of Pulaski, New York do hereby certify that the above Resolution was adopted at a meeting of the Village Board held on July 10, 2023, and is on file in the Village Office and that said Resolution has not been altered, amended or revoked and is in full force and effect.

---

Catherine Spinney  
 Village Clerk/Treasurer

## MEMORANDUM OF UNDERSTANDING

### Between The Pulaski Public Library and the Village of Pulaski, NY.

This memorandum of understanding is between the Pulaski Public Library (the "Library") and the Village of Pulaski, NY (the "village"), which both serve the community of Pulaski, NY (the "Community").

This memorandum of understanding ("MOU") is entered into by the Library's Board of Trustees (the "Library Board") and the Village Board of Trustees of Pulaski ("Village Board") and is intended to ensure clarity and unified purpose with regard to critical interdependencies between the Library and the Village. Together, the Library and the Village are the "Parties" to this MOU.

As a living document this first version of the MOU sets forward both items of clarity, and will be revisited by the Parties in the month of June every 2 years. The Board and the Village hereby agree that either party to this MOU may terminate the MOU upon providing to the other party 30 days advance written notice of its intention to do so. Any notice or other communication to be given in connection with this MOU shall be given in writing by the President of the Board and/or the Mayor of the Village.

Nothing in this Memorandum of Understanding shall be construed to limit the powers and/or responsibilities of the Library Board of Trustees or Village Board of Trustees as set out under New York State Law.

#### **Mission and Shared Purpose**

The Pulaski Public Library will be a public gateway to educational opportunities and community improvement resources for the Village of Pulaski, New York. The Pulaski Public Library provides popular reading material for recreation, and the latest information technology to community residents of all ages. The library actively promotes children's interest in reading through children's programming and a strong children's collection.

The Library and the Village share the mission-oriented purpose of serving the Community within the Village of Pulaski by providing the building for and the services of the library; this is their "Shared Purpose."

#### **The Parties**

The Library is a public library chartered by the Regents of the New York State Education Department in 1962.

The Charter gives the library corporate existence. The basic powers and duties of all library boards of trustees are defined in Education Law 226. This law provides fundamental rules of conduct for the Library Board and details important powers such as the right to hold and control property and hire staff.

The Library is an independent corporate entity and not dependent upon the municipal government. However, the board of trustees is appointed by the municipality, which is responsible for the appropriate funding of the library. The library is subject to all the laws applicable to public institutions in the state.

As required by law, the Library is governed by a board whose authority is set by sections [255, 256, 260, and 226 of the New York Education Law](#), the [Not-for-Profit Education Law](#), the [Charter](#), and the [bylaws of the library](#). A copy of the most current bylaws of the Library is attached as "A."

The Village of Pulaski was established in 1832 and is governed by the elected Village Trustees pursuant to state law.

## The Relationship of the Parties

As a Regents-chartered entity, the Library is an independent corporation with the ability to own property, enter into contracts, employ a workforce, and maintain its own bank account for the management of library funds.

Since the Village and the Library are two distinct entities, many of their operations occur independently of the other. However, for the sake of their Shared Purpose, the leadership of the parties have determined that certain "Critical Interdependencies" are in the best interests of the Community.

These "Independent Operations" and "Critical Interdependencies" are itemized below, with comments or additional information in column 3.

Operational Item	Independent Operation or Critical Interdependency?	Important Information or attachment.
<b>Ownership of Library Building.</b>	<p><b>Critical interdependency:</b> The Village Municipality owns the Library Building and grounds. The village holds the liability insurance policy for the building.</p> <p>The village may change insurance policies upon notification of the Library Board. The village will maintain the insured amount for the full value of the building.</p>	Village Liability Insurance for the property is available by request.
<b>Maintenance of Library:</b> Capital Improvements	<p><b>Critical Interdependency:</b> The Village and Library Board will work together to define and find grants to make capital improvements for the Library Building.</p>	The Library & Village will keep copies of warranties and contracts related to Capital improvements.
<b>Maintenance of Library:</b> Emergency Repair	<p><b>Critical interdependency:</b> The Village is responsible for arranging Emergency Repair for the Library. The Library Director may call the approved contractors on the list if the Emergency repair is less than \$500 per the procurement policy and the repair falls within their budget</p>	<b>List of Approved Contractors:</b>

	<p>category. This can be left up to the Library Director's Discretion.</p> <p>Definition of Emergency: A situation that poses an immediate risk to health, life, property, or environment. An Emergency requires urgent intervention to prevent a worsening of a situation that may prevent the Library from opening to patrons safely or may interfere with the usual operations of the library.</p>	
<p><b>Maintenance of Library:</b> Landscaping and Snow Removal</p>	<p><b>Critical Interdependency:</b> The Village is responsible for external routine maintenance. This includes mowing the lawn, removing the garbage, and removing the snow in the driveways.</p>	
<p><b>Maintenance of Library:</b> Routine Cleaning</p>	<p><b>Independent Operation:</b> The Village has a hired custodian that performs routine cleaning for the Library.</p>	
<p><b>Damage to Library Structure:</b> Insurance Coverage</p>	<p><b>Critical Interdependency:</b> The Village holds the Insurance Coverage for the Library.</p>	
<p><b>Library Security:</b> Personnel</p>	<p><b>Independent Operation:</b> The library ensures that patron information is kept confidential and that all library personnel abide by the right to access laws.</p> <p>NCLS manages our IT infrastructure to ensure it is in</p>	<p>Policies regarding security, patron confidentiality and ethical considerations can be provided upon request.</p> <p>Library records that are deemed confidential are covered by New York State</p>

	compliance with the appropriate laws and statutes.	Law signed on June 13, 1988 ( <a href="#">I CPLR 4509</a> ).
<b>Library Security:</b> Security System	<b>Critical Interdependency:</b> The Village has a security system in place with cameras.	
<b>Insurance coverage:</b> for damage to library assets (collection, furniture, equipment)	<b>Critical Interdependency:</b> The Village holds the Liability Insurance Policy that covers the library Assets.  The library will maintain an accurate Inventory of their collection of materials, furniture, equipment and supplies.	The Library Director will work with the Village to initiate a claim, the town board would submit the claim.
<b>Employees</b>	<b>Independent Operation:</b> The employer of the employees is the library board.	This is not negotiable, per NYS Education Law.  The Library Board governs the library with its own policies and procedures.  The Village of Pulaski and the Library share critical interdependencies as defined within this MOU. Such as payroll services, Invoices, workers comp & unemployment.
<b>Employees:</b> Payroll & Leave Accruals	<b>Critical Interdependency:</b> The Village processes payroll and tracks leave accruals based upon the accrual rates set in the Library's Operating Procedures.	The timecards will be approved by the Library Director and sent to the Village for processing. Payroll is run bi-weekly by the Village. Taxes are taken out and paid via the library budget for Library Employees.

<p><b>Employees:</b> Benefits</p>	<p><b>Critical Interdependency:</b> The Library employees have access to benefits through the Village.</p>	
<p><b>Employees:</b> Coverage for workers' compensation, and disability.</p>	<p><b>Critical Interdependency:</b> The Village covers the Library for workers compensation and Unemployment. Anyone that receives a check from the Village of Pulaski is covered under this plan.</p> <p>The Town has opted out of <a href="#">FMLA</a> coverage and the <a href="#">NY Paid Family Medical Leave</a> per the guidelines provided to employers.</p> <p>See Village Employee Handbook for more information. Handbook available upon request.</p>	<p>Workers Comp: The Plan is governed by local laws and resolutions.</p>
<p><b>Employees:</b> Employment Policies and Procedures</p>	<p><b>Independent Operation:</b> The employer of the employees is the library, not the municipal entity. While the library may "borrow" some or all municipal policies, within the constraints of applicable law and regulation, the board of trustees determines the employment policies.</p>	<p>Library Policies available upon request.</p>
<p><b>Employees:</b> Sexual harassment/civil rights complaints, whistleblower complaints, resolving conflict of interest matters.</p>	<p><b>Independent Operation:</b> These complaints must always be managed by the Library Board per the relevant library policy.</p>	<p>Library Policies available upon request.</p>
<p><b>Library Emergency Response Plan(s)</b></p>	<p><b>Independent Operation:</b> The entity responsible for the library's response in an emergency is the Library</p>	<p>Library Policies available upon request.</p>

	<p>Board, not the municipal entity. While the library may "borrow" some or all municipal policies, within the constraints of applicable law and regulation, the Library Board determines any emergency response-related policies and operations within the library.</p>	
<b>Facility use policies</b>	<p><b>Independent Operation:</b> The Library Board determines facility use policies of the library (for example, free use of rooms and other library space).</p>	<p>Library Policies available upon request.</p>
<b>Banking</b>	<p><b>Independent Operation:</b> Library funds are solely controlled by the library board, regardless of where the funds are kept.</p> <p>The Library secures the Library Funding, the Board determines how those funds are used and allocated.</p>	<p>All fund disbursements are approved by the Library Board.</p> <p>Clarification can be found in the <a href="#">Municipal Libraries and the Relationship with the Municipality</a> document, available upon request.</p>
<b>Fiscal control</b>	<p><b>Independent Operation:</b> To the extent needed, and consistent with a public library board's autonomy over library finances, these policies are to be adopted by the Library Board.</p>	<p>All decisions related to finances are approved by the Library Board.</p> <p>Clarification can be found in the <a href="#">Municipal Libraries and the Relationship with the Municipality</a> document, available upon request.</p>
<b>Audit</b>	<p><b>Independent Operation:</b></p> <p>Full audits are not common and not required by New York State Not for Profit law for the size of our library budget.</p>	<p>The purpose of an audit is to certify the accuracy of the library's financial statements.</p> <p>Reconciliation of the Libraries accounts are completed monthly and reconciled with</p>

	<p>If an audit is warranted, the Library Board can choose to complete an audit either by a hired CPA for a financial review or a volunteer committee approved by the library board.</p>	<p>the reports provided by the Village.</p>
<p><b>Procurement and disposal of library assets</b></p>	<p><b>Independent Operation:</b> Although controlled to a certain extent by law, procurement and disposal of library assets are solely controlled by the Library Board.</p>	<p>The Pulaski Public Library Director, The Central Libraries Committee, and the North Country Library System share in the acquisitions process of collection development, including the choice of materials, vendors, and all other aspects</p>
<p><b>Budget</b></p>	<p><b>Interdependent Operation</b> The library budget is appropriated by the Village board. The Library Board will submit their own budget proposal.</p> <p><b>Independent Operation</b> The municipality only appropriates an amount and has no control over line items. Unexpended funds remain the property of the library. A municipal body may not place restrictions and limitations upon the expenditures approved by the library board.</p>	<p>The budget is maintained and controlled by the Library Director and the Treasurer of the Library Board.</p> <p>All expenditures are approved by the Library Board President.</p> <p>Clarification can be found here: <a href="#">Municipal Libraries and the Relationship with the Municipality</a> document attached as "J."</p>
<p><b>Library System</b></p>	<p><b>Independent Operation:</b> The library board is the entity that decides to sign any Library System membership agreement.</p>	<p>The Library is affiliated with the North Country Library System (NCLS) and maintains the membership agreement and automation (which includes barcoding and cataloging all material, interlibrary loans, and universal library cards).</p>

<p><b>Directors and Officers insurance and/or indemnification of library trustees</b></p>	<p><b>Critical interdependency:</b> The Village holds the Indemnification policy. The Village Board appoints the Library Trustees and The Library Trustees Appoint the Director. The Trustee's and Library Director are covered under "Who Is an Insured" insurance definitions.</p>	<p>Trident's GL-360 PE Endorsement which expands on the ISO definition to include:</p> <ul style="list-style-type: none"> <li>Any member of the governing body of the named insured.</li> <li>Any boards, commissions or councils of the named insured and their members.</li> <li>Any elected or appointed officer of the named insured.</li> <li>Any authorized volunteer of the named insured.</li> </ul> <p>The Village's \$1,000,000 Public Officials and Employment Practices Liability Policy and the Who Is An Insured definition reads virtually identical to the GL-360 PE Endorsement definition immediately above.</p> <p>The Village also has a \$5,000,000 Excess Liability Policy which strictly "follows form" of the underlying policies – meaning all the same definitions apply.</p> <p>The Village's Library Board and its members meet the definition of Who Is An Insured and are insured for a total of \$6,000,000 (underlying and Excess) Liability Insurance.</p>

<p><b>Legal Representation</b></p>	<p><b>Critical Interdependency:</b> The Library Board shall have access to the same general and routine legal services provided by the Village to other Boards or committees of the town.</p> <p><b>Independent Operation:</b> The Library Board will seek out independent legal representation if a situation arises that warrants additional legal intervention.</p>	<p><b>Town Guidelines:</b></p> <ol style="list-style-type: none"> <li>1. If the Board desires to utilize the Village’s Legal Counsel for any general or routine legal services, the Board will make a request through the Village Council for these services.</li> <li>2. Should the Board need legal services to pursue or defend any legal action on behalf of or against the Board, the Board will engage independent legal advice.</li> <li>3. The Village reserves the right to decline any request by the Board for legal services by the Village’s Legal Counsel.</li> </ol>
------------------------------------	--	---

Acknowledged on behalf of the Pulaski Public Library on \_\_\_\_\_:

BY: \_\_\_\_\_

Acknowledged on behalf of the Village of Pulaski on \_\_\_\_\_:

BY: \_\_\_\_\_





## HERITAGE MASONRY RESTORATION, INC.

*CELEBRATING 32 YEARS - 1989-2021*

222 MIDLER PARK DRIVE

SYRACUSE, NY 13206

TELEPHONE: (315) 421-9889

FAX: (315) 428-8714

---

Date: 12/22/2022

Job Name: Pulaski Railroad Arches

Job Location: Pulaski NY

We will provide the labor and materials for the following:

Our estimate is based on site visit 12/13/22 and the conditions assessment report prepared by Crawford & Stearns

**Total- \$174,383**

*Estimate excludes asbestos and PCB abatement, insurance in excess of \$1 Mil GL and Auto and \$5 Mil Umbrella, work not listed or detailed above, taxes and bonds.*

*Any questions please call Reese Atkinson. Estimate good for 30 days from date above.*

THANK YOU

**mayor@villagepulaski.com**

---

**From:** wolfgang <wolfgang007@yahoo.com>  
**Sent:** Monday, January 9, 2023 1:28 AM  
**To:** mayor@villagepulaski.com  
**Subject:** Re: Village of Pulaski Arches

Hi Jan,

I would love to help on your project. Based upon the recommendations to stabilize the arches as specified in the recommendation the cost of materials and labor would be \$400,000. The New York State Department of Parks and Recreation, and Historic Preservation offers some guidance if you are looking for more information on how the work is done. Thank you in advance for your consideration.

Best Regards,

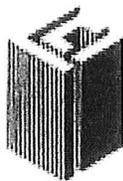
Wolfgang von Ranke  
Masonry Services of NY  
(315)876-1602  
<http://www.masonryservicesofny.com>

Good afternoon,

Some time ago, I sent information about the "Arches" along the walking trail in the Village of Pulaski. We were requesting a bid on stabilizing this structure. I am just emailing to see if there was any additional information you needed and if you are still able to help the Village.

Thank you for your time and consideration,

Jan Tighe



**LUPINI CONSTRUCTION, INC.**

*CERTIFIED NYS WBE*

**QUALITY – TRADITION – INTEGRITY**

Specializing in Masonry Restoration

[www.lupiniconstruction.com](http://www.lupiniconstruction.com)

**PROPOSAL**

**TO: Village of Pulaski**

**DATE: 1/13/2023**

**ATTENTION: Mayor Jan Tighe**

**Project: Stabilization/Reconstruction/Restoration of Railroad Arches**

**Address: Pulaski, NY**

We propose to furnish all prevailing wage rate labor, materials, equipment and insurance needed to complete on the above structure, the work described below.

**SCOPE OF WORK:**

A Conditions Assessment Report by Crawford & Stearns Architects and Klepper, Hahn and Hyatt Engineers performed in August 2022. Lupini Construction Inc. was provided with a copy of the report to assemble a budget cost for the work described with in the report. Below is what we have determined to be the scope of work from the report, as follows:

**Phase 1:**

- Removal of the trees in close proximity of the existing Railroad Arch Structure, this work to be performed by the Village DPW
- Grading of the site around the Railroad Arch Structure, this work to be performed by the Village DPW
- Install reinforced tarps over the top of the walls and arches to limit the amount of water infiltration and to slow down the deterioration of the structure, this work will be performed by Lupini Construction Inc.
- Infill deep voids within the mortar joints of the North Face of the South Portion of the East Buttress, this is to help support the buttress section still in place, this work will be performed by Lupini Construction Inc.

**Phase 1 Proposed Budget: \$ 37,494.00**



6081 Trenton Road Utica, NY 13502  
 Telephone: 315-736-8397 Fax: 315-736-8809



**Phase 2:****East Arch and South Buttress Reconstruction:**

- Salvage the stone from the south slope and edge of river bed, not counting on this being enough to reconstruct the wall areas fully
- Allowance of \$50,000.00 carried in budget for new stone
- Deep Repoint the existing South Buttress and Upper North Wall Portion
- Deep Repoint the Arch Stones, shim as required to hold stone in place during repointing
- There are 3 arch stones that have section lose, infill these 3 sections with proper stone
- Reconstruct South Buttress to similar height of West Arch and Buttress
- Install a weep system within the cavity wall reconstruction
- Install a mortar wash at the top of the wall to shed future water
- Install Elastomeric Coating over the new mortar wash at the top of the wall
- Site Restoration to be done by Village DPW

**Phase 2 Proposed Budget: \$ 533,482.00**

**Phase 2A:****West Arch**

- Deep Repoint existing South Buttress and North Wall Portion
- Deep Repoint the Arch Stones, shim as required to hold stone in place during repointing
- Install weep tubes at the base of the walls
- Install mortar wash at the top of the wall to shed future water
- Install Elastomeric Coating over the new mortar wash at the top of the wall
- Site Restoration to be done by Village DPW

**Phase 2A Proposed Budget: \$ 341,220.00**

**Phase 3:****North Wall, East and West Approach Walls**

- Deep Repoint existing North Wall, East and West Approach Walls
- Reset the existing large cap stones
- Install weep tubes at the base of the walls
- Allowance of \$ 3,500.00 carried for new stone
- Site Restoration to be done by Village DPW

**Phase 3 Proposed Budget: \$ 147,150.00**

**Notes:**

See attached photos showing the work locations

The budget costs above are our best interpretation of the Conditions Assessment Report provided.

All mortar will be US Heritage NHL 5.0 Lime with Spec Mix Mortar Sand,

Access will be by System Scaffold, Alternate Path for Pedestrians will be required by Village DPW

Exclude any tree and root removal

Exclude any site work prep and repair



6081 Trenton Road Utica, NY 13502  
 Telephone: 315-736-8397 Fax: 315-736-8809



**\*THE ABOVE PRICING DOES NOT INCLUDE ANY APPLICABLE SALES TAX\***

Lupini Construction, Inc. reserves the right to accept or reject any offer of a contract for **INDIVIDUAL** and/or **PARTIAL** work scopes quoted herein.

**NOTE:** The above does not include, unless noted above: any applicable sales tax, permits or confined space requirement; removal of joint material/mortar or significant dirt from any joint that needs to be caulked; drying and preparatory work for a wall prior to waterproofing; lead, PCB and asbestos abatement; fire rated sealant, acoustical drywall sealants; pre-compressed fillers and sealers; caulking between dissimilar materials; dissimilar materials; winter protection/heat. All electrical service lines/power lines that are required to be removed or protected in order to perform our scope of work is by others and not included.

**TERMS:** Net cash upon completion; if work extends over one month, payments are to be made monthly for work completed and materials stored during the month.

**TO BE FURNISHED BY YOU:** Specific required electric current for our equipment within 25 linear feet of the specific work area, clean supply of water to our specific work area and space for our materials and tools.

Respectfully Submitted,  
LUPINI CONSTRUCTION, INC.

Loren Lenaghan  
Sr. Project Manager/Estimator

ACCEPTED: \_\_\_\_\_

DATE: \_\_\_\_\_

**(This proposal subject to acceptance within 15 days)**

**When accepted please return signed copy to this office, at which time Owner or Lupini will forward a formal contract to be signed**



6081 Trenton Road Utica, NY 13502  
Telephone: 315-736-8397 Fax: 315-736-8809





June 14, 2023

Chief Michael Martin  
Pulaski Village Police Department  
Box 227 4917 N Jefferson Street  
Pulaski, NY 13142

Dear Chief Michael Martin,

The Division of Criminal Justice Services (Division), Office of Public Safety, is responsible for the administration of the Mandatory Certification Program on behalf of the Law Enforcement Accreditation Council (Council). Covered law enforcement agencies must comply with mandatory hiring practices and reporting requirements pursuant to Executive Law (EXC) §846-h (1)(d).

The Division is pleased to confirm that on **6/8/2023**, the Council voted to approve and grant your agency's certification in accordance with the Mandatory Certification Program. Your agency's certification is valid through **2025**.

Maintaining compliance to ensure your agency is eligible for recertification with the Mandatory Certification Program requires regular effort and should remain a priority. Division staff is committed to assisting your agency to ensure your success in maintaining certification.

Agencies can expect to receive the initial correspondence regarding your recertification approximately six months prior to your expiration date. Please do not hesitate to contact me with any questions or concerns. I can be reached by phone at (518) 485-1417, or by email at [gabriele.marruso@dcjs.ny.gov](mailto:gabriele.marruso@dcjs.ny.gov).

Sincerely,

A handwritten signature in black ink that reads "Gabriele Marruso Jr." in a cursive style.

Gabe Marruso  
Criminal Justice Program Specialist 2  
Office of Public Safety



Village of Pulaski Volunteer Board or Committee Form  
4917 Jefferson Street, P.O. Box 227, Pulaski, NY 13142

8E

Name Mark Dobrzynski Date 5/24/2023

Address 63 North Street, Pulaski, NY 13142

Occupation Senior Information Technology Administrator

Phone # 315-251-4067

Cell # 315-251-4067

Best Time to Contact Any day between 8 AM and 8 PM

On occasion, the need arises to form a citizen committee to address a specific issue or project.

Would you like your name kept on file for consideration when a special committee is formed?

YES  NO

Nights of the week you are available for meetings:

Monday  Tuesday  Wednesday  Thursday

I have the following experience, skills, talents, or special interests:

I have headed up numerous teams at my job and consider myself to be a good team player and leader when required. I have successfully developed internal websites for my company and participated in a number of committees both professionally and personally. I am an avid, albeit novice, woodworker and home renovator.

Attach resume or additional information if desired.

Please return to Village Cleric/Treasurer, by fax 315-298-5274, by e-mail to [villageclerk@villagepulaski.com](mailto:villageclerk@villagepulaski.com), or by mail to Pulaski Village Office, PO Box 227, Pulaski, NY 13142

[www.villagepulaski.com](http://www.villagepulaski.com)

# MARK DOBRZYNSKI

63 North Street, Pulaski, NY 13142 | 315-251-4067 | mark\_dobrzynski1@mac.com

**May 24, 2023**

Catherine Spinney  
Village Clerk/Treasurer  
Village of Pulaski  
4917 N Jefferson St, Pulaski NY 13142

**Dear Catherine Spinney:**

Just a quick note regarding my interest in serving on the Village of Pulaski planning board.

My wife and I moved to the village from Syracuse last April and we are looking to get involved with the village and community. I work from home for an Advertising agency in Syracuse, NY and I have enjoyed the village immensely since moving here.

I have recently headed up a team developing an internal website at my job and serve on several committees there: Mental Health Awareness, One Hundred Black Men of NY as a technical consultant, and the go to person for anything technology related.

I have run a Ford Mustang group located in Elbridge and grew that group to over 150 members. I have been treasurer and business manager for a local group representing addiction victims.

My hobbies include: Woodworking, home renovation, photography, golf and my dogs.

I look forward to the potential opportunity of serving as a planning board member for this very special village.

Sincerely,

**Mark Dobrzynski**

**mayor@villagepulaski.com**

---

**From:** murf@besttractor.com  
**Sent:** Thursday, July 6, 2023 5:47 PM  
**To:** rdhouse54@gmail.com; Ken Sherman (kensherman71@hotmail.com); Village of Cleveland; mayor@cityoffulton.com; Ron Greenleaf; Lynn Glazier; Terry G.; Traci Wallace; William Barlow Jr.; jmurphy@parish-ny.us; Jim Lynch; mayor@villagepulaski.com; RHINODRYWALL1963@GMAIL.COM  
**Subject:** FW: County mitigation plan update - dinner meeting through Mayors Conference July 19  
**Attachments:** Municipal Participation Form (ID 2917701).docx

Mayors, just a reminder we need a head count please let me know how many people from your city or village will be attending.

Thanks,  
Mudd

Dear Mayors,

Please read the attached letter from Terry Bennett and be sure to **print the ID Form attached** above and bring it with you to the **Dinner Meeting Wednesday July 19<sup>th</sup> to be held at the Fairways and Dreams St Rt. 3 near Mexico.**

The Oswego County Hazard Mitigation Plan needs to be updated and to keep us all on the same page Terry Bennett , Emergency Services Program Coordinator has put together a program that can have the Supervisors and Mayors working together, not only to speed up the process, but complete the process in a timely manner.

I would urge everyone to mark your calendars and please invite anyone from your Town or Village staff that can contribute and help with an Emergency Plan that fits your Town or Village.

**Read Terry's letter below.**

Thanks,  
Mudd

Hello, everyone,

Oswego County's Hazard Mitigation Plan Update program is beginning! The Emergency Management Office and the Conference of Mayors will co-sponsor a joint meeting of mayors and town supervisors with a free dinner to kick off the 2023 update of the Oswego County Multi-Jurisdictional Hazard Mitigation Plan. This event will be held July 19 at Fairways and Dreams, 6927 State Route 3, near Mexico, with a buffet dinner at 5:30 and presentation at 6:30 p.m. Please RSVP by July 12.

Our consultant for the project, Barton and Loguidice PC, will give a 20-minute presentation followed by a question-and-answer period.

We're also asking you to fill out and bring to the dinner the attached Municipal Participation Form. This will help us ensure proper record keeping necessary for federal approval of our plan.

All of the county's jurisdictions participated last time and all but one have approved plans. Participating in this update will help you maintain that plan, consider impacts of new or changing natural hazards including climate change, and develop workable strategies to minimize the effects of those hazards for which you can apply for federal mitigation funding to complete. Several county municipalities have either received federal funds or have applications pending.

Our county plan was approved by the Federal Emergency Management Agency in 2020 and Oswego County has received a \$200,000 grant from FEMA through the New York State Division of Homeland Security and Emergency Services to complete this update. The update will incorporate new planning standards from FEMA and New York State that took effect in 2022.

The current plan and annexes for your jurisdictions are available on the Mitigation page of the Oswego County website:

[https://www.oswegocounty.com/departments/public\\_safety/emergency\\_management/hazard\\_mitigation.php](https://www.oswegocounty.com/departments/public_safety/emergency_management/hazard_mitigation.php).

While we need you to be part of the process, Oswego County Emergency Management and our consultant B&L will help compile the information needed for the update and work with you to determine mitigation strategies for your municipality.

Municipality officials who should be engaged include chief elected officials, council members, highway or department of public works superintendents, and code enforcement officers. Public participation is very important, and our consultant has developed a public survey that can be accessed at <https://www.surveymonkey.com/r/6TD2GMY>.

Communities must have a FEMA approved mitigation plan to be eligible for FEMA mitigation grants. Not having an approved plan can result in a significant loss of grant monies and the potential addition to local tax burdens for your community.

We're looking forward to seeing you on July 19! Please RSVP by emailing or calling me at the information below. If you cannot attend, please email the form and let me know what time is good for a phone conversation so we can get started!

Sincerely,

*Terry Bennett*

Terry Bennett  
Emergency Services Program Coordinator  
Oswego County Emergency Management  
Office: 315/591-9160  
Cell: 315/317-3287  
[Terry.bennett@oswegocounty.com](mailto:Terry.bennett@oswegocounty.com)

Terry Bennett

Emergency Services Program Coordinator  
Oswego County Emergency Management  
Work: (315) 591-9160  
Cell: (315) 317-3287  
[Terry.bennett@oswegocounty.com](mailto:Terry.bennett@oswegocounty.com)

**Oswego County Multi-Jurisdictional Hazard Mitigation Plan Update**  
**Participating Jurisdiction Statement**

This document is prepared as a statement of authority advising the Oswego County Emergency Management Office that the \_\_\_\_\_ of \_\_\_\_\_ has opted to participate in the update of the Oswego County Multi-Jurisdictional Hazard Mitigation Plan. We have authorized the following two individuals as points of contact for our municipality, who will actively participate throughout the planning process:

Primary Representative: Name : \_\_\_\_\_  
 Title/Role: \_\_\_\_\_  
 E-mail Address: \_\_\_\_\_

Alternate Representative: Name: \_\_\_\_\_  
 Title/Role: \_\_\_\_\_  
 E-mail Address: \_\_\_\_\_

We understand that as a participating jurisdiction in the plan update, our municipality will be required to:

- Attend a virtual Kickoff Meeting for the Plan Update;
- Establish a local hazard mitigation planning team, who will work with Barton and Loguidice, D.P.C. (B&L) to update information included in the 2020 Hazard Mitigation Plan and develop at least one pre-disaster mitigation action for each hazard identified specific to our jurisdiction;
  - Consider including local officials, planning board members, highway superintendents, local water and/or sewer department staff, floodplain administrators, and code enforcement officers on the local planning team; and
- Pass a resolution formally adopting the Plan Update, if we are in agreement with said Plan, and wish to be deemed eligible by FEMA to apply for future hazard mitigation grant funding.

Name of Municipality: \_\_\_\_\_

Name and Title of Authorizing Individual: \_\_\_\_\_

\_\_\_\_\_  
 Signature

\_\_\_\_\_  
 Date