

**KENDALL TOWN BOARD**  
**Tuesday, December 6, 2022, 7:00 p.m.**  
**Kendall Town Hall – 1873 Kendall Road, Kendall, New York 14476**

Supervisor Cammarata called the recessed meeting of November 15, 2022 back to order at 7:10 p.m., and led the Pledge of Allegiance.

**ROLL CALL**

Councilwoman Flow	present
Councilman Jennings	present
Councilman Martin	present
Councilwoman Szozda	present
Supervisor Cammarata	present

**SUPERVISOR’S REMARKS**

Supervisor Cammarata sent the following e-mail for comments:

“Regarding Ambulance Service in 2023.

With the announcement from the Kendall Fire District that they will cease ambulance coverage effective December 31, 2022, it left the Town of Kendall in a very precarious position. What are our options to insure our residents had this vital service.

I was asked to attend meetings, and I did, with six other municipalities from Central and Eastern Orleans County to form a consortium in which each of us would pay for ambulance service depending on the number of calls we each had.

Monroe Ambulance Service agreed to service Central and Eastern Orleans County for a startup cost of \$200,000.00, for the year 2023.  
Kendall's portion was to be \$18,000.00.

With the assistance of Town Councilperson, Paul Jennings, we had discussions with both the Kendall Fire Department and the Hamlin, Morton, Walker Fire Department. Since Kendall is unique, having two, fire districts covering two counties, Monroe and Orleans. We had to insure the entire town would have ambulance service and at the same time insure both fire districts were copacetic going forward.

After careful review and evaluation it was determined that the Kendall District has a signed contract from Monroe Ambulance Service for the year 2023 and the Hamlin, Morton, Walker District has coverage for the Morton portion of Kendall. Thus the entire Town of Kendall will have ambulance service in 2023.

Synopsis: The Town of Kendall will not participate in the consortium with the other municipalities, saving \$18,000.00 dollars. Going forward, we will have to determine the future agreements, the two fire districts will have regarding ambulance coverage in 2024 and beyond.

We hope to start the process early in 2023 to insure we review and evaluate all options available to us.”

#### PRESENTATION BY JOULE

Councilman Jennings introduced the members of Joule, the third party administrator for the community aggregate program for electrical distribution. They presented the steps of public outreach and education. The timeline of this will begin the middle of December, and run through the middle of January. Newsprint, website flyers, mailings, and other methods will be utilized. Next, the prices and savings will be presented, and the general timeline for launch is expected to be in August. Presentations and scheduling will be coordinated by Joule. Education of the public will continue throughout the process.

#### PUBLIC COMMENT

Greg Stuckless – asked if the Local Laws regarding Short term rentals will spell out specific procedures for rental owners.

Supervisor Cammarata said after the laws are passed, the Board would work with the planning board to come up with that information.

Dave Bentley – asked why regulations are putting restrictions on renters that are not put on those who live here seasonally or year-round. That seems to be unequal treatment under the law. Supervisor Cammarata thanked Mr. Bentley for his input.

Mr. Bentley asked where the limit of eight (8) guests came from.

Cammarata answered that if housing more than that, a hotel permit should be sought.

#### RESOLUTIONS

Martin made the following motion, which was seconded by Flow:

#### **RESOLUTION 110-1222 INTRODUCING LOCAL LAW 4 OF 2022 ESTABLISHING DISABILITY REAL PROPERTY EXEMPTIONS**

WHEREAS, the Town Board of the Town of Kendall, New York, desires to consider adopting legislation to establish certain real property tax exemptions for qualifying residents with physical disabilities, which law shall be known as Town of Kendall Local Law 4 of 2022,

NOW, THEREFORE, BE IT RESOLVED that proposed Local Law 4 of 2022 entitled “A Local Law providing for partial exemption from taxation on improvements to real property occupied by a physically disabled resident”, which proposed Local Law is now in its final form as appears by a copy thereof hereto attached, is hereby introduced for adoption; and be it further

RESOLVED that said proposed Local Law be laid upon the desks of the members of this Town Board on this date and a copy thereof be kept on file in the office of the Town Clerk until December 20, 2022, and that a public hearing be held before this Town Board on the 20th day of December, 2022, at 7:15

p.m. at the Kendall Town Hall, 1873 Kendall Rd, Kendall, New York, on the advisability of enacting said proposed Local Law; and be it further

RESOLVED that the Town Clerk shall cause notice of said public hearing to be published once in The Hamlin Herald at least five (5) days prior to the date of said public hearing, which notice shall contain the time and place of said hearing, the title and purpose thereof, as well as a statement that a copy of said proposed Local Law is on file in the Town Clerk's Office.

Supervisor Cammarata called for a vote, resulting in all ayes, and declared the motion carried.

Jennings made the following motion, which was seconded by Szozda:

**RESOLUTION 111-1122 INTRODUCING LOCAL LAWS 1 AND 2 OF 2023 AMENDING THE TOWN OF KENDALL TOWN CODE AND REGULATING LICENSURE OF SHORT-TERM RENTALS**

WHEREAS, the Town Board of the Town of Kendall (“Town Board”) has become aware of the need to regulate the use of transient or short-term rentals in the Town of Kendall (“Town”) for the health, safety, and welfare of the community and its residents; and

WHEREAS, the Town Board has determined that the most appropriate means of controlling such use is through adoption of local laws amending the Town of Kendall Zoning Code to regulate the use in certain zoning districts (“Local Law No. 1 of 2023”) and amending the Kendall Town Code to license transient or short-term rentals (“Local Law No. 2 of 2023”); and

WHEREAS, the Town of Kendall Zoning Code § 265-77(B) provides that all proposed zoning amendments be referred to the Town of Kendall Planning Board (“Planning Board”) for review and comment; and

WHEREAS, pursuant to the State Environmental Quality Review Act (“SEQRA”) and its implementing regulations, adoption of a law modifying allowable uses in a zoning district is a Type I action requiring environmental review, and the Town Board, acting as Lead Agency, has prepared a Full Environmental Assessment Form (“FEAF”) Part 1 that will be considered as part of such review; and

WHEREAS, pursuant to the Municipal Home Rule Law, a public hearing is required on the proposed local laws; and

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Kendall that:

1. The attached proposed local laws amending the Zoning Code and Town Code are hereby introduced.
2. The attached proposed Local Law No. 1 of 2023 is hereby referred to the Planning Board for review and comment.

3. Following referral of the attached proposed Local Law No. 1 of 2023 to the Planning Board, the attached proposed local laws shall be referred to the Orleans County Planning Board in accordance with General Municipal Law § 239-m.

4. A public hearing for the proposed local laws shall be set for January 10, 2023 at 7:00 p.m. to be held at the Kendall High School.

5. The Town Clerk is directed to provide notice of the public hearing as required by law.

6. This resolution is effective immediately.

Supervisor Cammarata called for a roll call vote, resulting in all ayes, and declared the motion carried.

With no further business being brought before the Board, Szozda made a motion for adjournment, which was seconded by Jennings. Cammarata closed the meeting at 7:36 p.m.

Work session followed

Respectfully Submitted,

Amy K. Richardson, Kendall Town Clerk