

RESOLUTION NO. 241-A FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution provisionally appointing Brenda C. Gorman to the position of Purchasing Assistant, Grade 13, in the General Services Department.

BE IT RESOLVED that Brenda C. Gorman be, and hereby is, provisionally appointed to the position of Purchasing Assistant, Grade 13, in the General Services Department at an annual salary of \$65,413, effective May 13, 2024, pending the establishment of an appropriate eligible list.

RESOLUTION NO. 241-B FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution appointing Ethan T. Kahl to the position of Highway Maintenance Worker, Grade 8, in the DPW/Division of Highway.

BE IT RESOLVED that Ethan T. Kahl be, and hereby is, appointed to the position of Highway Maintenance Worker, Grade 8, in the DPW/Division of Highway at an hourly rate of \$21.77, effective May 13, 2024, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 241-C FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution appointing Keith Volsky to the position of Highway Maintenance Worker, Grade 8, in the DPW/Division of Highway.

BE IT RESOLVED that Keith Volsky be, and hereby is, appointed to the position of Highway Maintenance Worker, Grade 8, in the DPW/Division of Highway at an hourly rate of \$21.77, effective May 13, 2024, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 241-D FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution appointing Selina C. Waldo to the position of Paramedic PT in the Emergency Medical Services Department.

WHEREAS, the Personnel Officer has certified Selina C. Waldo as eligible for appointment from Eligible List #PM4-89, established March 20, 2024;

BE IT RESOLVED that Selina C. Waldo be, and hereby is, appointed to the position of Paramedic PT in the Emergency Medical Services Department at an hourly rate of \$28.66, effective May 13, 2024.

RESOLUTION NO. 241-E FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution appointing Jack H. Romer to the position of Emergency Medical Technician in the Emergency Medical Services Department.

WHEREAS, the Personnel Officer has certified Jack H. Romer as eligible for appointment from Eligible List #EMT-03, established February 23, 2024;

BE IT RESOLVED that Jack H. Romer be, and hereby is, appointed to the position of Emergency Medical Technician in the Emergency Medical Services Department at an annual salary of \$44,466, effective May 13, 2024.

RESOLUTION NO. 241-F FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution appointing Gabriel M. Swart to the position of Emergency Medical Technician in the Emergency Medical Services Department.

WHEREAS, the Personnel Officer has certified Gabriel M. Swart as eligible for appointment from Eligible List #EMT-03, established February 23, 2024;

BE IT RESOLVED that Gabriel M. Swart be, and hereby is, appointed to the position of Emergency Medical Technician in the Emergency Medical Services Department at an annual salary of \$44,466, effective May 13, 2024, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 241-G FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution provisionally appointing Andris Blumbergs to the position of Senior Planner, Grade 21, in the Planning and Economic Development Department.

BE IT RESOLVED that Andris Blumbergs be, and hereby is, provisionally appointed to the position of Senior Planner, Grade 21, in the Planning and Economic Development Department at an annual salary of \$84,470, effective May 13, 2024, pending the establishment of an appropriate eligible list.

RESOLUTION NO. 242 FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Change Order No. 1 to the contract with DN Tanks of New York, LLC in connection with the River Road Storage and Mohawk View Water Treatment Plant Mixing Upgrade project for the DPW/Division of Latham Water.

WHEREAS, DN Tanks of New York, LLC will repair the water treatment plant concrete beam at the Mohawk View Water Treatment Plant for the DPW/Division of Latham Water; and

WHEREAS, the cost for this change is \$60,419.48;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute Change Order No. 1 to the contract with DN Tanks of New York, LLC in connection with the River Road Storage and Mohawk View Water Treatment Plant Mixing Upgrade project for the DPW/Division of Latham Water; and

BE IT FURTHER RESOLVED that the above change order is subject to the review and approval of the Town Attorney's Office.

RESOLUTION NO. 243 FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor Peter G. Crummey
 Councilwomen Kristen Blais
 Melissa Jeffers
 Councilmen Rick Field, Sr.
 Alvin Gamble
 Jeffrey Madden
 Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to John W. Danforth Company for a Second Boiler Replacement for the Boiler Replacement Project 2024 at the Mohawk View Water Treatment Plant for the DPW/Division of Latham Water and authorizing the Supervisor to enter into an Agreement for same.

WHEREAS, pursuant to advertisement placed on October 25, 2023, the following proposals were received in connection with the bid for the Boiler Replacement Project 2024:

VENDOR	Bid Bond Submitted	Amount Bid	Option A Bid
John W. Danforth Company	Yes	\$66,662.00	\$69,662.00
Stants Capital Combustion LLC	Yes	\$68,895.00	\$75,895.00
T. M. McElligott, Inc.	Yes	\$95,000.00	\$103,000.00

WHEREAS, after review of the bids by the Director of Purchasing and General Services and the Superintendent of the DPW/Division of Latham Water, and upon their recommendation;

BE IT RESOLVED that the bid be awarded to the low bidder, John W. Danforth Company, for Option A bid in the amount of \$69,662.00; and

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an agreement for same; and

BE IT FURTHER RESOLVED that such agreement is subject to the review and approval of the Town Attorney's Office.

RESOLUTION NO. 244 FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor Peter G. Crummey
 Councilwomen Kristen Blais
 Melissa Jeffers
 Councilmen Rick Field, Sr.
 Alvin Gamble
 Jeffrey Madden
 Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing expenditure of funds from the Insurance Reserve Fund for payment of legal fees, expenses and/or settlement in connection with litigation.

BE IT RESOLVED that expenditure from the Insurance Reserve Fund for payment of legal fees, expenses and/or settlement in connection with litigation be, and it hereby is, authorized as follows:

<u>PAYEE</u>	<u>AMOUNT</u>
Clough Harbour & Associates LLP (Haggerty)	\$300.00
Total	\$300.00

RESOLUTION NO. 245 FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with the County of Albany in connection with the Mutual Aid Agreement for Disasters and other related emergencies.

WHEREAS, the County of Albany and its municipalities seek to enter a Mutual Aid and Assistance Agreement in order to provide for the sharing of resources, personnel and equipment in the event of a local disaster or other emergency;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with the County of Albany in connection with the Mutual Aid Agreement for Disasters and other related emergencies; and

BE IT FURTHER RESOLVED that such agreement is subject to the review and approval of the Town Attorney's office.

RESOLUTION NO. 246 FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor Peter G. Crummey
 Councilwomen Kristen Blais
 Melissa Jeffers
 Councilmen Rick Field, Sr.
 Alvin Gamble
 Jeffrey Madden
 Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to Aquatic Weed Harvesting LLC in connection with the mechanical harvesting at the Colonie Mohawk River Park and authorizing the Supervisor to enter into an Agreement for same.

WHEREAS, pursuant to advertisement placed on March 27, 2024, the following proposal was received in connection with the bid for the Mechanical Harvesting at Colonie Mohawk River Park:

Bidder	Grand Total Amount Bid
Aquatic Weed Harvesting LLC	\$15,300

WHEREAS, after review of the bid by the Director of Purchasing and General Services and the Superintendent of the DPW/Division of Latham Water, and upon their recommendation;

WHEREAS, Aquatic Weed Harvesting LLC will conduct a mechanical harvesting at the Colonie Mohawk River Park at a cost not to exceed \$15,300.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an agreement with Aquatic Weed Harvesting LLC in connection with the mechanical harvesting at the Colonie Mohawk River Park; and

BE IT FURTHER RESOLVED that such agreement is subject to the review and approval of the Town Attorney's Office.

RESOLUTION NO. 247 FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution amending Resolution No. 559 for 2023 by changing the seasonal manning chart for the pay rate of the EMS Instructor I from \$30.00/hr. to a range of pay of \$30.00-\$36.00/hr.

BE IT RESOLVED that Resolution No. 559 for 2023 be, and hereby is, amended; and

BE IT FURTHER RESOLVED that the seasonal manning chart for the pay rate of the EMS Instructor I be changed from \$30.00/hr. to a range of pay of \$30.00-\$36.00/hr. as shown in Exhibit "A" and filed in the Office of the Town Clerk, be, and hereby are adopted, effective May 10, 2024.

BE IT FURTHER RESOLVED that the Supervisor be, and hereby is, authorized to make appointments to these positions.

2024 MANNING CHART

LOCATION	POSITION	NUMBER OF POSITIONS	RANGE OF PAY
DPW/HIGHWAY DIVISION	ASSISTANT LABORER	12	\$15.00-16.20/HR
TOWN WIDE VARIOUS DEPARTMENTS*	LABORER (INTERDEPARTMENTAL)	20	\$15.00- \$16.20/HR
EMERGENCY MEDICAL SERVICES	EMS INSTRUCTOR I	3	\$30.00 - \$36.00 /HR.
EMERGENCY MEDICAL SERVICES	EMS INSTRUCTOR II	6	\$17.00/HR.
EMERGENCY MEDICAL SERVICES	EMS INSTRUCTOR III	10	\$15.00/HR.
EMERGENCY MEDICAL SERVICES	EMS POINT OF DISTRIBUTION AIDE	10	\$30.00/HR
LIBRARY	LIBRARY PROGRAM AIDE	6	\$15.00/HR
PRUYN HOUSE	PRUYN HOUSE PROGRAM AIDE	6	\$15.00/HR
CIVIL SERVICE DEPT	EXAMINATION MONITOR	15	\$15.00/HR
TOWN WIDE VARIOUS DEPARTMENTS*	TYPIST (INTERDEPARTMENTAL)	10	\$15.00-\$17.00/HR
TOWN WIDE VARIOUS DEPARTMENTS*	CLERICAL AIDE (INTERDEPARTMENTAL)	10	\$15.00-\$16.00/HR
TOWN WIDE VARIOUS DEPARTMENTS*	PUBLIC SERVICE INTERN	10	\$15.00-\$30.00/HR

*Departments in the Town Wide Various Departments category must have funding available in their budget in order to hire from the manning chart.

EXHIBIT "A"

RESOLUTION NO. 248 FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor Peter G. Crummey
 Councilwomen Kristen Blais
 Melissa Jeffers
 Councilmen Rick Field, Sr.
 Alvin Gamble
 Jeffrey Madden
 Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to By George Food Specialties and Sycaway Creamery Inc. for the Pool Concession Stand items for the 2024 Pool Season and authorizing the Supervisor to enter into Agreements for same.

WHEREAS, pursuant to advertisement placed on April 3, 2024, the following proposals were received in connection with the bid for Pool Concession Stand Items for 2024:

Grand Total Amount Bid for the
Item Group

Bidder:	By George Food Specialties	Hershey Ice Cream	Sycaway Creamery Inc.
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Group 14501: Food and Condiments	\$ 9,893.55		
Group 14502: Paper Products	\$ 834.07		
Item Group 14503: Ice Cream		\$ 19,222.58	\$ 13,730.20

WHEREAS, after review of the bids by the Director of Purchasing and General Services and the Executive Assistant to Supervisor, and upon their recommendation;

BE IT RESOLVED that the bid be awarded to the low bidders, By George Food Specialties and Sycaway Creamery Inc. in the amounts shown above; and

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into agreements for same; and

BE IT FURTHER RESOLVED that such agreements are subject to the review and approval of the Town Attorney's Office.

RESOLUTION NO. 249 FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with Wild Goose Chase NE in connection with controlling the geese population at the Crossings, the Town Golf Course and at Memorial Town Hall.

WHEREAS, Wild Goose Chase NE will control the geese population at the Crossings, the Town Golf Course and at Memorial Town Hall at a cost not to exceed \$7,500.00 per year;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an agreement with Wild Goose Chase NE in connection with controlling the geese population at the Crossings, the Town Golf Course and at Memorial Town Hall; and

BE IT FURTHER RESOLVED that such agreement is subject to the review and approval of the Town Attorney's Office.

RESOLUTION NO. 250 FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with attorney Robert King PLLC and Stag Liuzza LLC for representing the Latham Water District's interest in pursuing a share of settlement funds as a result of multi district PFAS litigation.

WHEREAS, the Latham Water District appears on a list of municipal water suppliers eligible to apply for a share of multi district settlement monies occurring as a result settlement with manufacturers of polyfluoralkyl substances ("PFAS"); and

WHEREAS, certain law firms have shown experience and acumen in submitting and prosecuting claims for such settlement monies;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an agreement with the law office of Robert King PLLC and Stag Liuzza LLC to prosecute the claim of the Latham Water District to the aforesaid settlement monies; and

BE IT FURTHER RESOLVED that such agreement is subject to the review and approval of the Town Attorney's Office.

RESOLUTION NO. 251 FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a contract with Capital Region Reign Softball league in connection with leasing the Lishakill Softball Complex.

WHEREAS, the Capital Region Reign Softball league will lease the Lishakill Softball Complex from May 1, 2024 through October 31, 2024;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into a contract with Capital Region Reign Softball league in connection with leasing the Lishakill Softball Complex; and

BE IT FURTHER RESOLVED that such agreement is subject to the review and approval of the Town Attorney's Office.

RESOLUTION NO. 252 FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a contract with Colonie Pickleball Club, Inc. in connection with leasing the Pickleball Courts at the Mohawk River Park.

WHEREAS, Colonie Pickleball Club, Inc. will lease the pickleball courts at the Mohawk River Park from May 1, 2024 through October 31, 2024;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into a contract with Colonie Pickleball Club, Inc. in connection with leasing the pickleball courts at the Mohawk River Park; and

BE IT FURTHER RESOLVED that such agreement is subject to the review and approval of the Town Attorney's Office.

RESOLUTION NO. 253 FOR 2024

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 9th day of May, 2024 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution adopting/not adopting a local law for the rezoning of land located at 409 Vly Road from Single Family Residential (SFR) to Commercial Office Residential (COR) and approving a negative declaration under SEQRA (“State Environmental Quality Review Act”) for this unlisted action.

WHEREAS, proof of notice having been furnished, the public hearing on a proposed local law was held on May 9, 2024 with all persons desiring to be heard, having been heard; and

WHEREAS, the Town conducted a SEQRA review in connection with the proposed local law and has deemed it an Unlisted Action pursuant to the provision of 6 NYCRR Part 617 that will not have a significant effect on the environment, and therefore, no other determination or procedure under the State Environmental Quality Review Act (“SEQRA”) is required;

BE IT RESOLVED that a negative declaration under SEQRA for the Unlisted Action in connection with the local law is hereby authorized; and

BE IT FURTHER RESOLVED that a local law for rezoning of land located at 409 Vly Road from Single Family Residential (SFR) to Commercial Office Residential (COR) be, and hereby is, adopted/not adopted.

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.

Town of Colonie
Local Law No ____ of the year 2024

A local law rezoning an approximately 0.219 +/- acre area of land located at 409 Vly Road from Single Family Residential District to Commercial Office Residential District.

Be it enacted by the Town Board of the Town of Colonie of as follows:

SECTION 1. REZONING

The following described area consists of an approximate 0.255 +/- acres portion of land located at 409 Vly Road Schenectady New York 12309 (SBL: 18-1-71) in the Town of Colonie, bounded and described as follows:

Beginning at a point marked by a capped iron pin on the east bounds of Vly Road approximately 215 feet south of its intersection with New York State Route 7, known as Troy-Schenectady Road, at the northwest corner of lands conveyed to Stewart's Shops Corp. by 617 Maple Avenue, LLC in a deed dated January 9, 2019 and recorded in the Albany County Clerk's Office on January 19, 2019 as Instrument number R2019-1212, said point being also being the southwest corner of existing lands of 1210 Troy Schenectady Road, LLC; running thence from said point of beginning along the bounds of said existing lands of 1210 Troy Schenectady Road, LLC the following two courses: S 47°56'00" E, 245.00' to a point; and S 15°27'00" W, 20.01' to a point marked by a capped iron pin at the northeast corner of lands to be conveyed to Brittany E. Tanner; running thence along the north bounds of said lands to be conveyed to Tanner the following four courses:

N 74°59'07" W, 43.18' to a point of curvature; along a curve which bears to the right having a central angle of 27°03'07", a radius of 110.50', a length of 52.17' and a chord of N 61°27'33" W, 51.69' to a point of tangency; N 47°56'00" W, 105.56' to a point of curvature; and along a curve which bears to the left having a central angle of 95°58'53", a radius of 22.50', a length of 37.69' and a chord of S 84°04'33" W 33.44' to a point marked by a capped iron pin on the aforementioned east bounds of Vly Road; running thence along said east bounds of Vly Road N 15°27'00" E, 83.29' to the point and place of beginning. Containing 0.255 acres of land.

Said portion of land is hereby rezoned from Single Family Residential District (SFR) to Commercial Office Residential District (COR).

SECTION 2. ZONING MAP

Section 190-17 (A) of the Code of the Town of Colonie is hereby amended modifying the map entitled “Town of Colonie Zoning Map” as described therein to reclassify those lands described in Section 1 above from SFR to COR. Said map shall be modified and a copy of the revised map shall be filed with the Town Clerk of the Town of Colonie.

SECTION 3. CONDITIONS

This rezoning shall be subject to any conditions of approval as articulated by the Town Board of the Town of Colonie and filed with the office of the Town Clerk.

SECTION 4. SEVERABILITY

If any clause, sentence or provision of this local law or the application thereof to any person or circumstance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity thereof shall not affect, impair or invalidate the remainder of the provisions of this local law or the application thereof to other persons and circumstances.

SECTION 5. SEQR DETERMINATION

The Town Board of the Town of Colonie hereby determines that this amendment is an Unlisted action that will not have a significant effect on the environment and, therefore, no other determination or procedure under the State Environmental Quality Review Act is required.

SECTION 6. EFFECTIVE DATE

This local law shall take effect upon its proper filing in the Office of the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of _____ of the **Town of Colonie** was duly passed by the Town Board on _____ in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer'.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (Town) _____ of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not disapproved)(repassed (Name of Legislative Body) after disapproval) by the _____ and was deemed duly adopted on _____ 20 _____ in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (_____)(Town)(_____ of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not disapproved)(repassed after (Name of Legislative Body) disapproval) by _____ on _____ 20 _____. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on I 9 in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the _____)(Town)(_____ of _____ was duly passed by the (Name of Legislative Body) on _____ 20 and was (approved)(not disapproved)(repassed after (disapproval) by the _____ on _____ 20 _____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of 20 _____ in accordance with the applicable provisions of law.

***Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.**

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20__, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____, 20__, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

Clerk of the Town or officer designated by local legislative body
Date:

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK
COUNTY OF ALBANY

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature Town of Colonie Town Attorney
Date: