

**TOWN OF MARCELLUS
TOWN BOARD MEETING MINUTES**

June 23, 2011

A Special meeting of the Town Board of the Town of Marcellus, County of Onondaga, State of New York was held on June 23, 2011 at 7:00 P.M. in the Town Hall, 24 East Main Street, Marcellus, New York. Those present were:

Daniel J. Ross, Supervisor
James A. Sheridan, Councilor
Thomas C. Lathrop, Councilor
Donald G. Sherman, Councilor
Kevin F. O'Hara, Councilor

Also present: Karen R. Pollard, Town Clerk; James Gascon, Counsel and Phil Coccia, Recreation Leader

Supervisor Ross opened the meeting at 7 P.M. with the Pledge of Allegiance to the Flag.

NEW BUSINESS:

Proposed Local Law for a Moratorium on Hydraulic Fracturing/Hydrofracking:

Supervisor Ross explained that the previous local law enacting a moratorium on hydrofracking has expired. In order to extend the moratorium for an additional six (6) month period, another local law needs to be passed. Counsel Gascon has prepared a new local law calling for a moratorium on hydrofracking for a six (6) month period. Mr. Gascon prepared a short form SEQR which declares that the action will have no significant effect on the environment. Supervisor Ross waived the reading of the SEQR form and the Board accepted the negative declaration.

Resolution #006-11 is as follows:

**#006-11
TOWN BOARD RESOLUTION
TOWN OF MARCELLUS**

At a special meeting of the Town Board of the Town of Marcellus, held at the Town Hall, 24 East Main Street, in said Town, County of Onondaga and State of New York on June 23, 2011, at 7:00 P.M., there were:

PRESENT:	Daniel J. Ross	Supervisor
	James A. Sheridan	Councilor
	Donald G. Sherman	Councilor
	Thomas C. Lathrop	Councilor
	Kevin F. O'Hara	Councilor

WHEREAS, Councilor O'Hara introduced proposed Local Law No. B-2011, to impose a moratorium on hydraulic fracturing and/or hydrofracking in the Town of Marcellus, and made the following motion, which was seconded by Councilor Lathrop; and

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Marcellus, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed enactment of said Local Law, with the result that the Town Board shall act as lead agency in this matter.

NOW, THEREFORE, BE IT RESOLVED, that this Board shall act as lead agency, the enactment of proposed Local Law No. B-2011 is Type II action and therefore will have no significant effect on the environment, thus concluding environmental review under SEQR; and it is further

RESOLVED, that the Town Board conduct a public hearing as to the enactment of proposed Local Law No. B-2011 at the Town Hall located at 24 East Main Street in the Town of Marcellus on July 11, 2011 at 7:00 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

VOTE:	Daniel J. Ross	Aye
	James A. Sheridan	Aye
	Donald G. Sherman	Aye
	Thomas C. Lathrop	Aye
	Kevin F. O'Hara	Aye

**Resolution duly adopted.
Dated: June 23, 2011**

Discussion Agenda

Items from the Board

Items from the Floor

Councilor Sherman made a motion seconded by Councilor O'Hara to adjourn the Marcellus Town Board meeting at 7:12 P.M. All voted aye. Carried.

Respectfully submitted,

Karen R. Pollard, Town Clerk