

December 13, 2010

Town of New Lisbon Town Board  
Attn: Mr. Robert E. Taylor, Supervisor  
PO Box 152  
Garrattsville, New York 13342

Ref: Chapter 200 "Subdivision Regulations" of the Town Code of the  
Town of New Lisbon, Local Law 1 of 2010

Sir:

With regard to the decision of the Otsego County Planning Board of November 15, 2010, concerning its review of the above-referenced referral, it has come to my attention that the memorandum sent by the Otsego County Planning Department to the New Lisbon Town Board last month, while it purported to report our approval of your proposed local law "with modifications", also contained other, informal recommendations made by planning department staff that were rejected by the planning board in its review of Local Law 1 of 2010.

Insofar as the board believes it is beyond its scope of authority to offer informal, equivocal or advisory recommendation, unless requested by a municipality before commencement of the process described under General Municipal Law, Article 12-B, Section 239-l, *et seq.*, I wish to clarify to you that the town is under no obligation to provide the county planning board with proposed mitigation plans to address the recommendations not specifically and conditionally approved by the county planning board following its review of the draft law, and that it is unnecessary for the town board to act by extraordinary vote if it shall wish to act contrary to the informal comments offered by the planning department.

Otsego County Planning Board,



Ron Streek  
Chairman

cc: Members, Otsego County Planning Board

## Final Report of Special Bylaws Committee

Ref: Notice of Amendment of Bylaws

The committee appointed at the July 12, 2010, Otsego County Planning Board regular meeting to review and propose the adoption of proposed changes to By-Laws and Rules of Procedure with Amendments Effective through June 8, 2009, that bring said By-Laws into conformity with current law and parliamentary practice, respectfully reports the following.

The Bylaws Committee, while it was anticipated would act as a reference committee to help expedite the amending of the Planning Board's bylaws currently in effect, has received neither questions, objections nor suggestions from the membership for the specific improvement of the proposed by laws changes, except as preliminarily and previously detailed by the undersigned. The undersigned, as the sole remaining committee member, while acknowledging that he has had but a very limited opportunity to evaluate alternative proposed amendments (see, e.g., blue line changes offered by Planning Department September 14, 2010) and to make changes that are known to be acceptable to the membership of the full board, notwithstanding-

MOVES, that the following order be adopted:

RESOLVED, that the Otsego County Planning Board approves the red line changes contained in the "Notice of Amendment" of Bylaws at the regular or special meeting of the Planning Board dated November 8, 2010, and,

FURTHER RESOLVES that the Otsego County Planning Board standing Legislative Liaison Committee, by or through the Otsego County Planning Department, transmit the bylaws changes contained in the Notice of Amendment to the Otsego County Intergovernmental Affairs Committee, for approval and further action, in accordance with General Municipal Law § 239-c(2)(g).

Respectfully Submitted,  
Mark Babilonia  
Special Bylaws Committee

Dated: November 8, 2010