

**MINUTES OF THE SPECIAL TOWN BOARD MEETING OF THE TOWN BOARD OF THE TOWN OF FORT ANN  
HELD ON THURSDAY, JANUARY 12, 2017 AT 6:00 P.M. AT THE FORT ANN TOWN HALL**

**PRESENT:** Supervisor Richard Moore  
Councilwoman Gretchen Stark  
Councilman Dennis Fletcher  
Councilwoman Deborah Witherell

**ABSENT:** Councilman Floyd Varney

**OTHERS PRESENT:** Barbara Winchell, Town Clerk, Jeff Meyer, Attorney for the Town, Don Pierce, Jeremy Treadway, David Foote, M.D.

Supervisor Moore called the meeting to order at 6:00 p.m. with the Pledge of Allegiance to the Flag.

This meeting was announced in the Post Star December 31, 2016 and appeared under Today's Meetings section of the Post Star January 12, 2017.

Supervisor Moore stated this is the third meeting to discuss "Town of Fort Ann Noise Control Ordinance" and he'd like the board to come to a decision tonight on this topic. DRAFT copies of proposed Ordinance were made available to the public and Town Board Member's.

Councilwoman Stark stated that this had originally been brought up because of late night parties at the Lake Hadlock Campground. Supervisor Moore had a meeting with all involved and the issue was resolved. Councilwoman Stark stated in her five (5) or (6) six years of being a councilperson that she has only had one (1) complaint and it's been taken care of.

Councilman Fletcher stated he spoke to the City of Glens Falls Councilman, Scott Endieveri, and the noise ordinance in the City of Glens Falls only pertains to bars/restaurants. Councilman Fletcher is of the opinion that we would be spending money the Town of Fort Ann doesn't have.

Councilman Witherell is of the opinion that complaints are handled/addressed as they come up.

Supervisor Moore stated the questions/concerns with having a noise ordinance is who is going to enforce; the cost of the instrument is \$1,200.00-\$1,500.00; person has to be trained on how to use the instrument.

The attorney for the Town, Jeff Meyer, stated that noise ordinances are difficult to enforce, which is why we included the expanded enforcement language. The negative side of the expanded language is the increase in costs to enforce the law and ultimately be successful in an enforcement proceeding. There are a number of Towns with noise ordinances, all of which run into similar issues regarding enforcement.

The Town Board discussed the proposed ordinance including, but not limited to, the need of such a law and the costs associated with its enforcement.

David Foote, M.D. is very concerned about the health, safety and welfare of the Town of Fort Ann. He is very concerned that there is no zoning and no noise ordinance in place for the future of Fort Ann.

Motion was introduced by Councilwoman Witherell, seconded by Councilman Fletcher to not go forward with a noise ordinance.

Motion was carried.

Motion was introduced by Councilwoman Witherell, seconded by Councilman Fletcher to close the special meeting at 6:20 p.m.

Motion was carried.

Dated: January 13, 2017

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Barbara J. Winchell, Town Clerk  
Town of Fort Ann, New York

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