

Erin Town Board  
Public Hearing for Local Law  
January 10, 2024

Supervisor Schmidt called the special meeting of the Erin Town Board to order on this date at 5:50 pm. She then asked the Clerk to call the roll.

MEMBERS PRESENT: Randy Evans, Daniel Delorme, Michael Shutts, Dawn Schmidt.

MEMBERS EXCUSED: William VanRiper, Jr.

PUBLIC PRESENT: Alison Herman, Dave Blauvelt, Brett Reynolds, Joshua Blauvelt, Jeff Wood, Keith Fife, Jim Woods, Dave Houck.

PUBLIC PRESENT ON ZOOM: There was no internet service so Zoom was not available for the meeting.

The Town Clerk read the Public Hearing notice posted in the Elmira Star Gazette on January 3, 2024.

NOTICE OF PUBLIC HEARING  
ON PROPOSED LOCAL LAW NO. 1 OF 2024

Notice is hereby given that the Town of Erin will hold a Public Hearing with the purpose of reviewing Local Law No. 1 of 2024 to allow snowmobile use and establish a snowmobile trail through the Town of Erin on designated roads on Wednesday, January 10, 2024 at 5:45 pm at the Town of Erin, 1138 Breesport Road, Erin, NY 14838 with the Organizational meeting and regular Board Meeting to immediately follow.

Any interested person may examine Local Law No. 1 of 2024 during the Clerks regular office hours. Said hours are: Monday, Tuesday, Wednesday 1:00 pm-6:00 pm and Friday 8:00 am-noon, at the Town of Erin.

By the order of the Erin Town Board  
January 3, 2024

The following persons spoke in favor of the snowmobile trail through the Town of Erin on designated roads:

Joshua Blauvelt-Park Station Road  
Brett Reynolds-Alpine, NY  
Jim Woods-Langdon Hill Road  
Keith Fife-Wheaton Road  
Dave Blauvelt-Marsh Road

No one spoke that was not in favor of the snowmobile trail.

All persons desiring to be heard, having been heard, a motion was made by R. Evans and seconded by M. Shutts to adjourn the meeting at 5:53 pm.

Motion Carried: Ayes: R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.

January 10, 2024  
Town of Erin Year End Meeting

Supervisor Schmidt called the Year End meeting of the Erin Town Board to order on this date at 5:53 pm. She then asked the Clerk to call the roll.

MEMBERS PRESENT: Randy Evans, Daniel Delorme, Michael Shutts, Dawn Schmidt.

MEMBERS EXCUSED: William VanRiper, Jr.

PUBLIC PRESENT: Alison Herman, Dave Blauvelt, Brett Reynolds, Joshua Blauvelt, Jeff Woods, Keith Fife, Jim Woods, Dave Houck

PUBLIC PRESENT ON ZOOM: There was no internet service so Zoom was not available for the meeting.

A motion was made by M. Shutts and seconded by A. Hughson to pay the audited bills as they appear on the General Fund Abstract 15 #222-225 totaling \$3,958.28; and the Highway Fund Abstract 15, #194-203 totaling \$11,337.75.

Motion Carried: Ayes: R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.

AGENDA FOR THE TOWN OF ERIN BOARD MEETING, JANURARY 10, 2024;

1. RESOLUTION 1-2024 TO ADOPT LOCAL LAW #1 OF 2024 TO ALLOW SNOWMOBILE USE AND ESTABLISH A SNOWMOBILE TRAIL THROUGH THE TOWN OF ERIN ON DESIGNATED ROADS

RESOLUTION 1-2024

RESOLUTION TO ADOPT LOCAL LAW #1 OF 2024 TO ALLOW SNOWMOBILE USE AND ESTABLISH A SNOWMOBILE TRAIL THROUGH THE TOWN OF ERIN ON DESIGNATED ROADS

Resolution By: R. Evans

Seconded By: M. Shutts

**TOWN OF ERIN LOCAL LAW #1 OF 2024**

**A LOCAL LAW TO ALLOW SNOWMOBILE USE AND ESTABLISH A SNOWMOBILE TRAIL THROUGH THE TOWN OF ERIN ON DESIGNATED ROADS**

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

**WHEREAS**, due to a recent request and interest of Town residents to allow snowmobile use and establish a snowmobile trail through the Town of Erin on designated roads, the Town of Erin Town Board wishes to accommodate this request to allow for this seasonal recreational; and

**WHEREAS**, the Town of Erin wishes to designate the following portions of highways and seasonal use highways for snowmobile in accordance with the following conditions as otherwise regulated by state law; and

**NOW THEREFORE BE IT RESOLVED** that the Town Board of the Town of Erin, County of Chemung, State of New York hereby schedules a public hearing to be held on January 10, 2024 at 5:45 p.m. before the Town Board at the Town of Erin Town Hall located at 1138 Breesport Road, Erin N.Y. 14838 for Local Law #1 of 2024, Snowmobile Use on Town Highways as set forth herein.

#### LOCAL LAW # 1 OF 2024, SNOWMOBILE USE ON TOWN HIGHWAYS

**Section 1.** Title

This local law shall be known as “Local Law #1 of 2024, Snowmobile Use on Town Highways”.

**Section 2.** Definitions

All words, phrases, and terms herein shall have the same meaning as set forth in New York Consolidated Laws Service, Parks, Recreation and Historic Preservation Law, Title D, Snowmobiles.

**Section 3.** Designated Highway

Snowmobile use in accordance with the restrictions and conditions as set forth herein is authorized on the following Town Highways, or portions thereof.

- a. A portion of Walker Road, only along the shoulder unless during periods when the highway is customarily unplowed and unused during the winter months for vehicle travel, beginning at the Town of Cayuta Town line border traveling southwest approximately six thousand four hundred five (6,405) feet and ending at the intersection of Cayuta Road. This portion of Walker Road has been previously designated by the Town as a Seasonal Use Road.
- b. A portion of Cayuta Road, only along the shoulder unless during periods when the highway is customarily unplowed and unused during the winter months for vehicle travel beginning at the intersection with Walker Road and traveling East approximately three thousand eight hundred

ninety-three (3,893) feet, ending at the town line boarder with the Town of Cayuta. This portion of Cayuta Road has been previously designated by the Town as a Seasonal Use Road.

- c. A portion of Red Chalk Road, only along the shoulder of this section of road, beginning at the intersection of Red Chalk Road and Laurel Hill Road and traveling west approximately three hundred forty (340) feet until the entry point on private property (tax map no. 32.00-1-46) on the southside of Red Chalk Road.

**Section 4.**      Restrictions on Use

- a. Snowmobiles may be operated on the designated Town highways as described in Section 3 in accordance with New York State Law and the following conditions:
  - i. No person shall operate a snowmobile in any manner which interferes with the peace and enjoyment of other people or which creates a public nuisance or annoys, injures or endangers the health, safety comfort, or welfare of the public.
  - ii. Individuals of the age of 14 through 17 years of age shall not operate a snowmobile unless have adult supervision and completed a snowmobile safety training course recognized by the State of New York. Individuals under the age of 14-year-old shall not be authorized to operate a snowmobile in accordance with this law.

**Section 5.**      Penalties

- a. Failure to comply with the provisions of this law shall be deemed a violation and punishable with a fine not to exceed Two Hundred Fifty Dollars and No Cents (\$250.00), imprisonment up to 15 days or both.

**Section 6.**      Inconsistent Laws.

All local laws or ordinances inconsistent with any provision or provisions of this law are hereby repealed.

**Section 7.**      Severability.

The invalidity or unenforceability of any section, subsection, paragraph, sentence, clause, provision, or phrase of the aforementioned sections, as declared by the valid judgment of any court of competent jurisdiction to be unconstitutional, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase, which shall remain in full force and effect.

**Section 8.** Authority

This local law is enacted by the Town Board pursuant to its authority to adopt local laws under Article IX of the New York State Constitution, Municipal Home Rules Law § 10, Town Law, and NY Consolidated Law Service, Parks, Recreation and Historic Preservation Law, Title D, Article 25, § 25.09.

**Section 9.** Effective Date

This local law shall take effect immediately upon filing with the New York State Secretary of State.

Motion Carried: Ayes: R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.

Supervisor Schmidt asked Steve Tyler to look into the requirements regarding signage for the snowmobile trail.

A motion was made by M. Shutts and seconded by A. Hughson to reschedule the Organizational and regular Board meeting to Thursday, January 18, 2024 at 5:45 PM.

Motion Carried: Ayes: R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.

Deda Cedar reminded everyone of the Comprehensive Plan meeting at the Town Hall tomorrow, January 11, 2024 at 6:00 PM.

With no further comments from the public Supervisor Schmidt closed this portion of the meeting.

A motion was made by A. Hughson and seconded by M. Shutts to adjourn the meeting at 6:06 PM.

Motion Carried: Ayes: R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.