

TOWN OF WATERTOWN

SPECIAL MEETING

MUNICIPAL BUILDING

SEPTEMBER 18, 2009

TOWN BOARD MEMBERS

Joel R. Bartlett, Supervisor – Stephen L. Rich, Councilman – Paul V. Desormo, Councilman

David D. Prosser, Councilman – Edward R. Smith, Councilman

Members Absent: David D. Prosser

Supervisor Bartlett called the special meeting to order at 4:30 PM, for the purpose of discussing the pending litigation with Mr. Edward Smith and property owner Tamara Baldwin.

MOTION # 97

WHEREAS, the Town of Watertown Zoning Officer has issued a stop work order which was duly served upon Mr. Edward Smith and property owner Tamara Baldwin requesting that all mining activity, production and sale of the mining activity materials be immediately suspended pending resolution and determination of court proceedings wherein the Town of Watertown charges the property owner and Mr. Smith with a violation of the Town of Watertown Code, (Town of Watertown Zoning Regulations) which do not allow mining operations to be conducted within a Residential Area, and

WHEREAS, said stop work order has been ignored by Mr. Smith, agent for the property owner, the property owner Ms. Baldwin and others.

THEREFORE BE IT RESOLVED, the Town Council of the Town of Watertown, having evidence which shows work continues on the subject property in violation of the stop work order: hereby directs Attorney James Burrows of the Slye and Burrows Law Firm; having been retained by the Town of Watertown Council to act as Special Outside Legal Council on the matter; to formally file all necessary documentation to request a Court Order granting injunctive relief as a means of prohibiting further operations of said unlawful activities on the subject property.

Supervisor Bartlett moved the foregoing resolution and Councilman Rich seconded.

Supervisor Bartlett, Councilman Rich, and Councilman Desormo all voted aye on the motion. Councilman Smith did not vote. Councilman Prosser was not present at the meeting.

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Catherine M. Rich, Town Clerk

