

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MEDINA HELD ON MONDAY, APRIL 13, 2020 AT 7:00 P.M. IN THE VILLAGE CLERK'S OFFICE AND VIA VIDEO CONFERENCE.

Present:

Village Clerk's Office

Mayor Michael Sidari
Trustees Todd Bensley, Timothy Elliott
Attorney Matthew Brooks

Video Conference

Trustees Owen Toale, Marguerite Sherman
Clerk-Treasurer Deborah Padoleski
Deputy Clerk-Treasurer Jada Burgess

Excused:

Fire Chief Matthew Jackson, Police Chief Chad Kenward

Mayor Sidari called the meeting to order at 7:00 p.m. and provided an opening statement regarding the Open Meetings Law:

"The Village of Medina Board of Trustees acknowledges that we are deviating from the NYS Open Meetings Law due to the COVID-19 Pandemic and to be in compliance with Governor Cuomo's executive Order 202.1 addressing the conflict between the requirements of the Open Meetings Law and the Governor's emergency orders limiting gatherings."

He then opened the Public Hearing on proposed Local Law No 1 Electric Vehicle Equipment Regulations.

ELECTRIC VEHICLE EQUIPMENT REGULATIONS

1. Purpose and intent of this section is to set forth the Village of Medina requirements regarding the establishment, permitting and operation of Electric Vehicle Supply Equipment (EVSE) in order to protect the public health, safety and welfare of the residents of the Village of Medina, to facilitate access to electric vehicle supply equipment, and to protect and promote the visual and aesthetic character of the Village of Medina.

2. Definitions:

Charging

When an electric vehicle is connected to electric vehicle supply equipment for the purpose of recharging batteries on board the electric vehicle.

Electric Vehicle

Any motor vehicle that is authorized to operate on public and private highways, roads, and streets, and uses electrical energy stored on-board for motive purposes. Electric Vehicle includes battery electric vehicles and plug-in hybrid electric vehicles.

Electric Vehicle Charging Station

A private parking space that is served by electric vehicle supply equipment that has as its primary purpose the transfer of electric energy to a battery in an electric vehicle.

Electric Vehicle Supply Equipment (EVSE)

The structure, machinery and equipment necessary to support an electric vehicle, including the electrical conduit and premises wiring requirements for the installation of electric vehicle supply equipment, as well as battery exchange stations. All apparatus installed must comply and conform to the National Electric Code Article 625.

Electric Vehicle Charging Station-Public Use

An electric vehicle charging station that is publicly owned and publicly available (e.g. parking spaces on a public street or village owned municipal parking facilities); or Privately owned and publicly available (e.g. gasoline station parking, restaurant parking and non-reserved parking in multifamily parking lots)

Electric Vehicle Charging Station-Restricted Use

An electric vehicle charging station that is privately owned and has restricted access (e.g., single family home, designated employee parking).

Electric Vehicle Charging Level

The standardized indicators of voltage and or amperage, at which an electric vehicle's battery is recharged. Specifically defined as the following classifications:

- (A) Level 1 is considered slow charging, typically requiring a 15 or 20 amp breaker on a 120 volt AC circuit and standard outlet.
- (B) Level 2 is considered medium charging, typically requiring a 40 amp to 100 amp breaker on a 240 volt circuit.
- (C) Level 3 or DC fast charge, is considered rapid charging, typically requiring a 60 amp or higher dedicated breaker on a 480 volt or higher 3 phase circuit with special grounding equipment. DC fast charging uses an off-board charger to provide the AC to DC conversion, delivering AC directly to the car battery.

Accessory Buildings and Uses

A private electric vehicle charging station is permitted as an accessory use for all dwellings and multiple- family dwellings. The electric charging station shall be approved upon submission of specifications of EVSE, building permit and an electrical inspection provided to the Code Enforcement Officer.

No site plan review will be required by the Village of Medina Planning Board unless said EVSE is located within the Historic Preservation District or any other designated Historic site or local landmark, in which case a Certificate of Appropriateness will be required by the Planning Board.

3. Permitted Locations

- (A) Level 1 and Level 2 charging stations are permitted in all zoning districts, when accessory to the primary permitted use.
- (B) Level 2 charging stations shall be contingent on building permit approval by the Code Enforcement Officer.

- (C) Level 3, DC fast charge, charging stations are only permitted by building permit in the following zoning districts when accessory to the permitted use.
 - (1) Light Industrial District (LI)
 - (2) Industrial District (I)
- (D) Level 3, or fast charge, charging stations are permitted by special permit in the following zoning districts when accessory to the permitted use:
 - (1) Agricultural/Residential District (AR)
 - (2) Waterfront Development Overlay District
 - (3) Medical Overlay District
 - (4) Maple Ridge Overlay District
- (E) If the primary use of a parcel is the retail charging of electric vehicle batteries, then the use shall be considered a gasoline service station for zoning purposes. Installation of charging stations shall be located in zoning districts that permit gasoline service stations and shall be subject to all regulations that apply to gasoline service stations.

4. Design Standards and other Criteria for Electric Vehicle Supply Equipment (EVSE)

- (A) Electric Vehicle Charging Stations, Public Use
 - (1) Electric vehicle parking and charging stations shall be equivalent to parking space size as required by the Code of the Village of Medina, Section 254-40. EVSE shall not diminish the length of the parking space.
 - (2) Installation of EVSE shall meet National Electrical Code Article 625
 - (3) Charging station outlets and connectors shall be no less than 36 inches and no higher than 48 inches from the surface where mounted.
 - (4) Adequate electric vehicle charging station protection, such as steel bollards, shall be installed. Curbing may be used in lieu of bollards if the charging station is set back a minimum of 24 inches from the face of the curb.
 - (5) Adequate site lighting shall be provided unless charging is only allowed during daylight hours. All site lighting shall comply with the Commercial and Industrial Design Standards according to the Code of the Village of Medina, Section 254-123.
 - (6) Regulatory signage shall be applied. Such as time limits, parking restrictions, hours and or days operation, and contact information.
 - (7) When EVSE is placed in a sidewalk or adjacent to a walkway, it shall not interfere with the minimum pedestrian clearance widths as defined in Chapter 11 of the International Building Code. Cords, cables and connector equipment shall not extend across the path of travel within a sidewalk or walkway.

Trustee Elliott noted the efforts of Code Enforcement Officer Gardner in putting this local law together. No interested persons appeared to speak and the Mayor closed the Public Hearing at 7:05 p.m.

A motion was made by Trustee Elliott and seconded by Trustee Bensley. A Public Hearing on a Local Law to Override the Tax Levy Limit is scheduled for April 27, 2020 at 7:00 p.m.

All ayes
Motion carried.

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A motion was made by Trustee Bensley and seconded by Trustee Elliott. A Public Hearing on the 2020-2021 Budget is scheduled for April 27, 2020 at 7:05 p.m.

All ayes
Motion carried.

A motion was made by Trustee Bensley and seconded by Trustee Elliott. The meeting is adjourned to Executive Session at 7:15 p.m. to discuss the employment history of a certain individual.

All ayes
Motion carried.

A motion was made by Trustee Elliott and seconded by Trustee Bensley. The regular meeting is reconvened and subsequently adjourned at 7:30 p.m.

All ayes
Motion carried.

Respectfully submitted,

Deborah L. Padoleski
Clerk-Treasurer