



DANBY NEWS

NOISE LAWS, PRO AND CON

Submitted by Ted Crane

NOISE LAWS ARE A LITTLE BIT like Gun Laws. Most of us agree that there is a problem. What we don't agree about is what, exactly, the problem is. Is it the device that makes noise, or is it how the device is being used? Where does the right to live your life your way on your property end, and the need to live peaceably with your neighbors begin?

The *Danby News* asked two residents—one pro and one con—to make their best case in 250 words or so. Betsy Wohl, an attorney, chaired the committee that researched noise laws and made a proposal to the Danby Town Board. Mark Gugino, also an attorney, is one of the more visible skeptics of the proposal under consideration.

Read their pieces on page 4 of this issue.



COMING TO THE COMMUNITY CHURCH

Food Pantry

Third Thursdays are *Food Pantry* days at the Danby Community Church. This month, Thursday, July 21, 4-6pm.

Annual Reuse/Yard Sale

Whatever name it goes by, this opportunity to reuse “stuff” is a highlight of summers in Danby. The selection is stupendous and the pricing is amazing. Amazingly good, that is!

Reserve Friday, July 29, 3-7pm and Saturday, July 30, 9am-1pm for this special event.

Do you have treasures that others might enjoy? Drop them off for sorting and pricing: Sunday, 7/24 (after services) and Tuesday–Thursday, 7/26–28, 10am-2pm. Last-minute donations accepted on Friday morning, 7/29, 9am.

Sundaes on Wednesdays...Returns!

A pre-COVID tradition is happening again this summer! Ice cream and all the fixin's are served at 6:30pm. The music starts at 7pm.

On Wednesday, August 3, come enjoy the Sundaes and the fine music of the Ithaca Concert Band. ✱

DCC: UPCOMING EVENTS

Summer Market

The Danby Summer Market (in partnership with Dotson Park and DCC) will have live music on 3rd Fridays, July 15, August 19, and September 16. Each month features local musicians. Come out, listen to the music, and enjoy the produce and handmade goods and art from your Danby neighbors!

The Community Council has several events coming up. No dates yet, but a wide range of interesting topics and events—something for almost everyone. More information will be on the DCC web site, [danbycc.org], and in the August issue of the Danby News.

Music Jam!

We know there are many folks in Danby who like to make music. Some for their own enjoyment, others as professional musicians. Wouldn't it be fun to get together, no matter what style of music we play, and swap songs and tunes—just for the fun of it? One Sunday afternoon in August, we'll do just that. We'll meet in and around the pavilion at Dotson Park and see what music we can make. All skills and all ages are welcome. Let's build community and get to know each other in harmony.

Knives and Hatchets

Danby folks with long memories remember Gay Huddle letting us know about the unique skills of Danby resident and world champion knife thrower, Paul Maccarone. Paul and his wife, Christine O'Brien, have agreed to give us an afternoon demonstration of this little known international sport. We'll get together in in Dotson Park on a Sunday afternoon and hear the whoosh of hatchets and knives...and the thunk as they hit their target. This will be fun, interesting, and safe for the entire family.

This Month Inside the Danby News:

Know Your Neighbor: The Roses. . .	③
Noise Law: Pro and Con	④
Punctuation Counts.	④
Subjective vs Standards	⑤
Dotson Park Annual Meeting . .	⑤
Seniors Update!	⑥
Danby History	⑥
Road Cleanup Thank You . . .	⑥
West Danby Cemetery	⑦
Community Library.	⑦
Calendar	⑧

—continued on page 5 ➞

July 2022

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To contribute items:

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Text submissions:

Send text in the body of an unencoded, plain-text Email message (**not** as an attachment); or mail typewritten copy, double-spaced on white paper. Short handwritten submissions accepted; please write legibly.

Graphics: JPEG preferred for photos, GIF for line graphics. PNG also works. Check with editor before sending hardcopy graphics.

Deadline is the 15th of the month prior to publication date. Materials may be accepted later if time allows. Submissions should generally not exceed 250-350 words (one column). We cannot print political material or letters of opinion.

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**DANBY NEWS NOTES**

Submitted by Ted Crane

Submission Guidelines: Before submitting an item for the Danby News, please have a look at the *Submission Guidelines*. You can request them by Email from the editor at [danbynews@tedcrane.com] or find them at [danbynews.org/DanbyNews]. If you're thinking of sending something for publication in the Danby News, there's two documents to read: the *Guidelines* and the *Submission Guide-*

lines at the same web location.

You'll learn what is, and isn't acceptable material for publication. If it's acceptable, we'll make an effort to include it; generally, we print everything we receive! You'll find hints about how to prepare a submission. Following these guidelines makes the editing and layout easier.

A terse version of these guidelines is in the left-hand column of this page. ☘

KNOW YOUR NEIGHBORS: TODD AND SUZY ROSE

Submitted by Pamela Goddard

FOR TWENTY YEARS, Suzy and Todd Rose and their two daughters have been cultivating a creative life at their home on Marsh Road. “We are artists, musicians, nature lovers, and active members of our community,” say the Roses. “We have been homesteading on this beautiful hillside since 2002, working with the land to produce food for our family (using organic methods), as well as firewood to heat our home.” Their property has gardens, ponds, and a solar array for electricity.

Todd and Suzy arrived in Danby with artistic backgrounds. Suzy had an art degree and taught creative arts at the Racker Center and Ithaca City school district. Todd had been working in clay and wood, making ceramic pieces and building string instruments.

“We humans love to make stuff, don’t we? I sure do,” Todd says. He has created musical instruments, songs, poetry, pottery, and photographs. “I’m happiest when I have at least one creative project underway.”

In 2016, after years of hosting college students who helped with child care for the Rose daughters, Todd and Suzy opened *Dreaming Roses Eco-B&B*. Guests enjoy the vista of gorgeous rolling hills and quiet walks in the woods and meadows on its 42 acres. “Through the B&B, we get to meet people from all over the world,” says Suzy. “Since it’s harder to get away, people now come to us.”

Todd and Suzy’s artistic touch is everywhere on the property. The guest rooms are hung with Suzy’s paintings and Todd’s photos line the hallways. As one guest noted, “The house is beautiful. The whole family is extremely warm, interesting, and creative—and Todd’s hand made guitars are truly magnificent!”

Over the years Todd Rose has delved deeply into music, musical instrument making, and pottery. He’s built guitars, mandolins, ukuleles, ocarinas, hand drums, and more. Since 2003, he’s run *Todd Rose Guitars*, designing and building exceptional custom instruments. “I put care and attention to detail into my work and seek to optimize the playability of every instrument, whether it’s something high end, a workhorse player, or a beginner’s

inexpensive learner. I always make every effort to achieve my goal: happy customers happily playing their happy guitars.”

Todd still does repairs and setups of guitars and related instruments, but has stepped back from building stringed instruments. After many years of working in wood, he’s returning to working in clay. COVID safety renovations for the B&B paved the way to redesign the instrument shop into a ceramics studio. “As a musician and artist, I’m interested in ways to integrate all these things,” Todd says. His gallery of custom instruments includes highly individual ceramic hand drums and ocarinas. “I have ideas for new ceramic flutes, so while I’ll be making other things, ceramic instruments will certainly be part of what I do.”



Suzy has worked in various media, primarily pastel and watercolor painting. After teaching art in summer school, she started a summer art program for

kids. “I’ve been doing this since the 1990s,” Suzy explains. “We have lots of repeat families.” Children ages 6-13 are guided in inspiring explorations of nature and self-expression to develop their self-esteem, creativity, and dexterity. They are encouraged to discover their own artistic interests, ideas, and styles in painting, drawing, and mixed media, and are also free to use the time for other creative pursuits, such as journaling.

The COVID years have required some creative solutions to keep the art and nature programs going. An outbuilding was adapted into a sheltered art studio. “There will be other places for kids to sit and make art, but this will be the place on a rainy day,” Suzy explained. “It’s a fun art nook with a view of the backyard, garden, and trees.”

The Roses have not stopped dreaming of ways to work creatively together—combining art and music—and new ways to involve their community in finding personal expression and healing. The new pottery studio will eventually be a learning place for all ages. Other therapeutic projects are being planned. Whatever comes next will be a collaborative effort towards maintaining their creative life. ❧

Danby’s Community Council wants us all to get to know each other better. This series of short profiles of interesting folks who live here is one way. Do you have an idea for someone to highlight? Let us know. ❧

NOISE LAW: PRO

Submitted by Betsy Wohl

DANBY IS A GLORIOUS PLACE, but it's also changing. We're growing, with increasing population density. We'd like to think we're all considerate. We hope we can work out our differences, but that's not always possible. Unwanted, excessive noise is a reality for many.

Laws are inherent in civil society, providing necessary protection. We're not a community if we disregard the needs of those adversely affected by unreasonable noise. A well-crafted law won't affect everyday reasonable noise: parties, lawn-mowing, target practice. But noise of long duration or throughout the night diminishes quality of life.

Most neighbors can resolve their differences, but some rebuff attempts at communication. Mediation is a useful tool, but it's voluntary and legally can't be imposed on parties. A law provides a remedy precisely when neighbors are unable to resolve differences.

Some are concerned about the subjective interpretation of *reasonable*. Many laws use a *reasonableness* standard, from the 4th Amendment (unreasonable search and seizures) to the Americans with Disabilities Act (reasonable accommodations). Such laws provide elements that guide their interpretation, as can a noise law (e.g. duration and time of day).

Some believe there are existing laws to protect against unreasonable noise. This isn't true. NYS Penal Law 240.20 doesn't apply because it relates to public, not private spaces, and requires intent. A nuisance complaint can only be brought in Supreme Court, a costly and time consuming process.

We can craft a law respecting everyone's needs. No one is imposing silence, just protecting neighborliness and peace. ❀

NOISE LAW: CON

Submitted by Mark Gugino

AS I DIDN'T EVEN KNOW about the Proposed Noise Law, I'm not even sure the "notice of this meeting" was properly posted.



The law they are proposing is because a resident had a problem with a hemp dryer in Danby but not near Lieb Road. Why should all Danby Residents who moved here 15+ years ago be subject to a law which was drawn to protect one person? Why didn't this person file a criminal charge based on existing New York State Noise Law or file a civil suit?

The Noise law as written is clearly subjectively written which means that one person can be upset and file a complaint. The law should be objectively written (what a reasonable person thinks and based on a decibel limit for a continuous time at, say, 90 db or above).

If we leave the proposed law as written anybody will be able to complain about anyone and clearly we do not want the police to be able to make the call about what is or isn't noise. We'll have the television show *Cops* out here filming, and we'll all be in jail!

Danby already has a Cidery that presents live, amplified, outdoors music, and more will show up. There are several properties in use as hunting preserves. I have for the past 15 years rode ATVs. And are we now going to have to get a special permit 21 days in advance of a backyard party or we could get fined \$1,000.00. This is crazy and the Danby Town Board needs to be reeled in.

Simply Crazy! ❀

PUNCTUATION COUNTS

What do those signs mean to say?

Submitted by Ted Crane

YOU'VE SEEN THE SIGNS around Danby, but have you decided what they mean? Let's add punctuation and take some guesses.

No noise, law needed. There's not enough noise yet.

No *noise law* needed. Doesn't matter whether it will require or forbid noise. It's just not needed.

Needed: *no-noise* law. Loud laws need not apply. ❀

Subjective vs Standards-Based

SOME SAY THAT Danby's proposed noise law is too subjective. That is, one enforcement officer might decide a loud sound was noise while another might not.

What other option is there? A standards-based law would specify limits on sound pressure levels, perhaps accompanied by times and days when those limits apply. Very often, the limits are accompanied by lists of specific activities that have special rules and/or exemptions, like construction and mowing. This information is more difficult to develop than a subjective description, but it can provide clear guidelines for enforcement.

The subjective vs standards-based choice applies to more than noise laws. Can you imagine a traffic law that simply required drivers to safely control their vehicles but did not set speed limits?

Compare the proposed subjective noise law with the "leash law" under consideration by Danby. It requires dog handlers take a specific action to control a dog: to have it on leash whenever not on the handler's property. This law would replace the existing, subjective law that merely requires a handler to be in control of the dog.

Does this mean that whatever is good enough to control noise...isn't good enough to control dogs? ❀



Danby Summer Market: Vendors and Produce

DCPA Annual Meeting

Submitted by Michelle Lenhart, DCPA Secretary

JOIN THE DANBY COMMUNITY PARK ASSOCIATION for its annual meeting on Wednesday, August 3, 7pm in the pavilion at Dotson Park. You can learn about the latest happenings in the park, find out how to get involved, and meet the DCPA board.

We are always looking for people who want to learn more about the park, as well as volunteers for future projects. Bring your friends and family, or come alone and make a new friend at the meeting! Please reach out with any questions: [dotsonpark@gmail.com]. We hope to see you on August 3! ❀

➤ *Upcoming Events, continued from front page*

This Fall we'll have a chance to learn about the Duplex Family—the only free, Black, land-owning (paid in time and labor) family in Tompkins County, pre-1827. The County Historian, Carol Kammen, will take us on a journey back in time, pulling back the curtain of the past so we can get to know this early family of free Blacks and their connections to the Rev. Samuel Parker. Samuel Parker was the minister of the Danby Congregational Church (now the Danby Community Church) from 1812 to 1827. Kammen will have interesting stories about Parker and the Duplex family.

We were looking forward to Kammen's presentation when the COVID pandemic hit. This is an important topic for many in Danby, and is a story well worth hearing. Kammen's talk will be available through Zoom and later as a YouTube archived presentation.

The Danby Community Council is working on other concerts and family programs, including the long awaited return of the October Harvest Festival. We hope you'll be able to join us for as many of these events as possible. ❀

SENIORS UPDATE

Submitted by Margie VanDeMark

THE DANBY SENIORS BEGAN MEETING again in May! Our next gathering is on our usual meeting date and time (1st Thursday of the month at noon).



On Thursday, July 7, Noon, we'll meet at the American Legion Post on Danby Road. This is a Chicken BBQ cooked by our guys with all the sides provided by the American Legion. No need to bring a dish to pass or tableware. We invite all seniors to attend. It will be a great time! The meal is \$5 per person, the friends and good times are priceless. Such a bargain!

We won't meet in August but we're looking forward to a trip at the end of July. The Travel Committee has planned a trip to Skaneateles on Thursday, July 28, with lunch at The Sherwood Inn followed by a cruise on Skaneateles Lake with an ice cream stop (at your own expense) on the way home. The bus will leave the Danby Community Church at 9:30am and return around 5pm. The cost is \$50 for members and \$55 for non-members. (You can join the Danby Seniors for \$5 dues.)

You get a choice of entrees for lunch: Chicken Françoise and Yankee Pot Roast. Both include fresh patisserie breads, garden salad with balsamic dressing, chef's choice dessert and coffee, tea or ice tea. Please call Nancy Gould, 607.273.8705, to sign up. Checks made payable to Danby Seniors may be sent to Nancy at 102 Happy Lane, Ithaca, NY 14850.

DANBY HISTORY

Submitted by Mary Ann Barr

PEOPLE MAKE HISTORY. It is always interesting to learn about a Danby resident's part in shaping this town. Gould Colman was one of those people. I was saddened to learn he passed on earlier this spring. Not only because he was such a wonderful human being but, as Town Historian, I found him to be a fount of information about Danby history. He donated documents to the Historian's collection and identified artifacts. Gould was truly an icon of the town. Julie Clougherty's article in the May issue of the Danby News was fitting tribute to a Danby history-maker.

Some people in our town make history as authors (Gould Colman is one). Danby's Community Library is using the shelf above the Historian's display case to show a rotating exhibit of books by Danby people. Writings include fiction and non-fiction, some about Danby's history and others fictitious stories. These books are worth a look and the librarian can help you find more in the stacks.

ROAD CLEANUP CREW THANK YOU!

Submitted by Ted Crane and Pamela Goddard

MORE THAN TWO MILES of NYS Rt.96B gives its thanks to all the volunteers who participated in the Great Danby Road Cleanup on Earth Day weekend, Sunday, April 24: Cathy Darrow, Elizabeth and Kai Honis, Linda Heyne, and Camille Doucet. Thanks also to those who pursued parallel efforts on other local roads: Liz Kuo, Melanie Holland Bell, and Betsy Keokosky.

It's amazing how a little bit of elbow grease puts such a fine polish on our Danby environment!



The Great Danby Road Cleanup crew (plus camera operator)

THE WEST DANBY CEMETERY

Submitted by Arletta Havlik

THE WEST DANBY CEMETERY is located on Valley View Road and is one of two cemeteries in West Danby and the only one still in operation and selling lots.

The cemetery is a community cemetery, as you would see if you walked among the monuments that date back to 1844. Many of the people laid to rest here spent time and energy volunteering in the cemetery and that community service was passed down through generations. The cemetery occupies just slightly less than an acre and contains 788 burial lots.

The West Danby Cemetery, like many older cemeteries, struggles to maintain an honorable resting place for our family and friends who have been laid to rest there. Its Board is making a plea for people to help in any way to keep up the care of the grounds and the business of the cemetery.

If you are interested in seeing this community cemetery continue to be an honorable place for those who rest here, come to our work bees the second Saturday of the month, 8am-Noon. In addition, our annual meeting is held on the third Saturday of May. We encourage all interested people to attend. If you have questions or want to volunteer call Sandra Fish, 607.592.5923. ❀

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COMMUNITY LIBRARY

Submitted by Cindy Parlett

FOLLOW THE NEW DANBY Community Library Facebook page. We will post displays, newly acquired items and highlight different collections.

Summer books are now on display as well as some of our DVD/book pairings.

New Large Type books:

- *Never Die Alone* by Lisa Jackson
- *Shadow Play* by Iris Johansen
- *Summer Light* by Luanne Rice
- *Boar Island* by Nevada Barr
- *V2* by Robert Harris
- *Act of Treason* by Vince Flynn. ❀

DCC UPDATE: TIME TO SUBSCRIBE

ONCE AGAIN, THE COMMUNITY COUNCIL offers its thanks to the many friends who have already stepped up with donations and subscriptions. This issue of the *Danby News* includes an initial list of *The Danby 100*—residents who have made significant donations to help us mail the newsletter to everyone in Danby.

Although we are competing—by their choice—with a high-priced publication funded by involuntary taxpayer dollars, we believe the *Danby News* can be self-sufficient. It will take a significant number of readers to subscribe (\$10 covers the cost of 12 issues and \$15 is even better) and a fair number of *Danby 100* donations. We're happy to have you identify and assist us with grant funding.

The *Danby News* remains a place for community connection and information. The Community Council will continue the *Danby News*, with...a little help from our friends.

Contributions (check payable to Danby Community Council) can be sent to PO Box 6886, Ithaca, NY 14851-6886. ❀

Asymmetric Price Transmission

Known informally as the *rockets and feathers* effect because gasoline prices rise quickly like a rocket, but all slowly like a feather. Next time you're in a gas station—or buying heating fuel—ask whether the pricing is driven by asymmetric price transmission. ❀

Jul 2022

DANBY NEWS: EVENT CALENDAR

Jul 2 • Sat

9am 📍 Town Hall • Library Volunteers Meeting

Jul 5 • Tue

6pm 📍 Zoom • Town Board Meeting

Public Hearing:

- Extend “dense” hamlet zoning to Jennings Pond area

Jul 6 • Wed

5pm 📍 Zoom • West Danby Water District

Jul 7 • Thu

Noon 📍 American Legion • Seniors BBQ!

7pm 📍 Zoom • Danby Community Council Mtg

Jul 11 • Mon

7pm 📍 DVFC Station • Fire Dep’t Meeting

7pm 📍 West Danby Fire Station • WD Fire Dep’t Mtg

Jul 12 • Tue

7pm 📍 DVFC Station/YouTube • Fire District Meeting

Jul 15 • Fri

4pm 📍 Dotson Park • Danby Summer Market

Jul 19 • Tue

7pm 📍 Zoom • Planning Board Meeting

Jul 20 • Tue

6pm 📍 Zoom • Town Board Meeting

Jul 21 • Thu

4pm 📍 Community Church • Danby Food Pantry

Jul 26 • Tue

7pm 📍 DVFC Station/YouTube • Fire District Meeting

Jul 28 • Thu

9:30am 📍 Seniors Trip to Skaneateles

Meet at Community Church

Jul 29-30 • Fri-Sat

3-7pm, 9am-1pm 📍 Community Church • Reuse Sale!

Aug 2 • Tue

6pm 📍 Zoom • Town Board Meeting

Aug 3 • Wed

5pm 📍 Zoom • West Danby Water District

6:30pm 📍 Community Church • Sundaes on Wednesday

7pm 📍 Dotson Park • DCPA Annual Meeting

Aug 4 • Thu

Not 📍 Community Church • No Seniors Meeting

7pm 📍 Zoom • Danby Community Council Mtg

Aug 8 • Mon

7pm 📍 DVFC Station • Fire Dep’t Meeting

7pm 📍 West Danby Fire Station • WD Fire Dep’t Mtg

Ongoing Events

Seniors Strength Class 📍 via Zoom

Mondays, 9–10am: [zoom.us/j/84819023648]

Thursdays, 9–10am: [zoom.us/j/87163913959]

Contact [jmchurch@twcny.rr.com] for info

Danby Community Library 📍 Town Hall

Tuesday, 1–3pm; Thursday & Saturday, 10am–Noon

Curbside pickup available; can return in drop box.

Food Scrap Recycling 📍 Town Hall 🔄🔄🔄🔄

Saturdays, 9am–Noon

AA Meeting 📍 via Zoom: [zoom.us/j/8209358263]

Wednesdays, 7pm

Where Things Happen

📍 Danby Town Hall • 1830 Danby Road

📍 DVFC Station • 1780 Danby Road

📍 WDFD Station • 47 Sylvan Drive, off Rt.34/96

📍 Danby Community Church • 1859 Danby Road

📍 American Legion Post 221 • 1231 Danby Road

Meeting	Date	Zoom MtgID	Passcode
Town Board	Jul 5	962 1625 1190	071939
CAC	Jul 12	972 1566 0090	423584
Planning Board	Jul 19	958 0817 5336	245871
Town Board	Jul 20	990 7294 9108	569826
Zoning Appeals	None	986 3534 5196	281804
To join a meeting by telephone, call 646.876.9923			

Warning: Zoom meeting info and agendas change frequently!