

Minutes of February 28th, 2017
Special Wales Town Board Meeting

The 4th meeting of the Wales Town Board was held on the 28th day of February, 2017 at the Wales Community Center, 12345 Big Tree Road, Wales Center, NY.

The meeting was called to order at 6:45 pm by Supervisor Rickey Venditti.

ROLL CALL

PRESENT: Supervisor Rickey Venditti
Councilman Donald Butcher
Councilman Gerald Klinck
Councilman Michael Simon
Councilwoman Jude Hartrich

ABSENT: None

Also present was: Attorney Ronald Bennett and (4) residents whose names are on file.

Reporter Pat McDonnell.

INVOCATION:

led by Councilman Donald Butcher

PLEDGE OF ALLEGIANCE:

led by Councilman Gerald Klinck

ADOPTION OF AGENDA:

MOTION # _____ by Councilman Gerald Klinck, and Councilwoman Jude Hartrich approving the agenda.

CARRIED

Public Comment: None

NEW BUSINESS:

1S.U.P. FOR THE AMEMDEMENT OF THE EXISTING NATIONAL FUEL PERMIT FOR THE ADDITION OF AN INTERCONNECT STATION.

Supervisor Rickey Venditti has reviewed the application, the Planning board and Conservation board have also reviewed the application.

Supervisor asked if the board has reviewed the special use agreement, also that the boards have review the application and a public hearing was held. Part of the application is to review the state environmental impacts on the short form. Items A thru E listed that no impact to the environment.

RESOLUTION ADOPTING NEGATIVE DECLARATION

WHEREAS, National Fuel has submitted an application to amend a Special Use Permit to operate a interconnect station 5241 Reiter Rd, and

WHEREAS, in furtherance of the application, the applicant has submitted a Short Environmental Assessment Form for unlisted actions, and

WHEREAS, the Town has carefully considered and taken a hard look at the subject items included in the SEAF,

NOW, THEREFORE, be it

RESOLVED, that the Town does hereby adopt a Negative Declaration in accordance with the State Environmental Quality Review Act.

Supervisor Venditti continued on with consideration of standards as set forth in Town Code Section 200-36:

- 1) Conformity with Master Plan:
- 2) Conformity with existing zoning: Yes
- 3) Effect on adjacent property: None
- 4) Aesthetic impact: None
- 5) Ecological impact: None
- 6) Traffic & Parking: Addressed in submitted plans
- 7) Presence of odors, dust, smoke, etc: No impacts

MOTION # _____ moved by Councilman Donald Butcher, second Councilman Gerald Klinck, approving the adoption of the negative declaration for the amended special use permit.

CARRIED

**RESOLUTION APPROVING THE APPLICATION OF
NATIONAL FUEL GAS SUPPLY CORPORATION
FOR AMENDED SPECIAL USE PERMIT**

WHEREAS, National Fuel Gas Supply Corporation has filed an application for an amended special use permit for the addition of interconnect station located at 5241 Reiter Road in the Town of Wales, and

WHEREAS, the Federal Energy Regulatory Commission has completed a review pursuant to the National Environmental Policy Act of 1966 and issued an environmental assessment, and

WHEREAS, the Town has completed a review pursuant to the New York State Environmental Quality Review Act of a Short Environmental Assessment Form and has determined that the proposed action will not have an adverse environmental impact, having taken a hard look and considered the information submitted, and made a reasoned elaboration and determination of the environmental impact, and

WHEREAS, the applicant has submitted extensive materials and information to be used by the Town Board in its consideration of the applicant's request for an amended special use permit for the interconnect station, and

WHEREAS, the applicant has appeared before the Town Board at both the monthly meetings and work sessions for the months of November, December, January and February, and

WHEREAS, the Town has submitted the application for review by the Erie County Department of Planning pursuant to General Municipal Law Section 239-m, to which the County has not offered any comments, and

WHEREAS, pursuant to Section 200-38 of the Codes of the Town, the application has been submitted to the Town Planning and Conservation Boards, and

WHEREAS, on December 13, 2016, the Town Board received the report from the Planning Board recommending approval of the amended special use permit with conditions relating to noise mitigation, and

WHEREAS, on December 12, 2016, the Town Board received the report from the Conservation Board recommending approval of the special use permit, and

WHEREAS, the Board has reviewed the requirements under Section 200-36 of the Code which includes the standards for granting a special use permit, including conformity with the Master Plan, existing zoning regulations, effect on adjacent property values, aesthetic impact, ecological impact, traffic and parking limitations, and the presence of odors, dust, smoke refuse, vibration, noise, outside lighting, safety hazards, or other environmental factors incidental to the comfort, peace, enjoyment, health or safety of the surrounding area,

NOW, THEREFORE, be it

RESOLVED, the Town does hereby approve the application of National Fuel Gas Supply Corporation for an interconnect station at 5241 Reiter Road in the Town of Wales, and be it further

RESOLVED, the conditions for the amended special use permit are set forth in the attached copy of the Permit for Special Use, and be it further

RESOLVED, that the special use permit shall be effective upon the written acceptance and acknowledgment by National Fuel Gas Supply Corporation of the amended special use permit and its conditions, and be it further

RESOLVED, that the Town Clerk shall furnish copies of the Permit for Special Use to the applicant for its acknowledgment and acceptance.

MOTION# ___ By Supervisor Venditti and second by Councilman Michael Simon approving application for National Fuel. **CARRIED**

2.TOWN HIGHWAY EMPLOYEE UNION CONTRACT.

ADJOURMENT: With no further business at hand, motion duly made by Supervisor Rickey Venditti, seconded by Councilman Donald Butcher to adjourn the meeting 6:52 pm.

Respectfully submitted,

Melinda Eaton
Wales Town Clerk

