

WALES TOWN BOARD MEETING

Minutes of February 14, 2017

The 3rd meeting of the Wales Town Board was held on the 14th day of February, 2017 at the Wales Community Center, 12345 Big Tree Road, Wales Center, New York.

The meeting was called to order by Supervisor Rickey Venditti at 7:00 pm EST

ROLL CALL:

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

Absent: None

Also present: GHD Engineering, Attorney Ron Bennett and (5) residents whose names are on file.

INVOCATION:

Led by Donald Butcher

PLEDGE OF ALLEGIANCE:

Led by Councilwoman Jude Hartrich

ADOPTION OF AGENDA:

MOTION # _____ moved by Councilman Donald Butcher, second Councilman Michael Simon, approving the agenda as presented, with the addition of item #6 under new business request supervisor to sign Community Development Block grant agreement.

CARRIED

ACCEPTANCE OF MINUTES:

MOTION # _____ moved by Councilman Donald Butcher, second Councilman Gerald Klinck, approving the Town Clerk's minutes of January 10th 2017 as presented, with the amendment to item #11 that CEO Walter Raichel resigned from his position.

CARRIED

PUBLIC COMMENTS: NONE

OLD BUSINESS:

1. S.U.P. APPLICATION FOR NOTTING HILL FRAM EVENT FARM EVENT BARN 13375 WARNER HILL ROAD

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, Mark and Jill Laufer has submitted an application for a Special Use Permit to operate a Hospitality Event Barn at 13375 Warner Hill Road, 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 special use permit.

CARRIED

**RESOLUTION APPROVING SPECIAL USE PERMIT
FOR MARK AND JILL LAUFER.**

WHEREAS, Mark and Jill Laufer and its principal officer, have applied for a special use permit to operate a Hospitality and Event Barn, and

WHEREAS, the Planning Board has reviewed the application and has made a recommendation for approval at its meeting on July 20, 2016, and

WHEREAS, GHD as Town Engineers has reviewed the proposal and has submitted its report recommending approval with compliance of its report, and

WHEREAS, the Town Attorney has reviewed the application and submissions which include copies of deeds and title, finding the subject property eligible for special use permit, and

WHEREAS, the Town Board has conducted a public hearing on the 23th day of August, 2016 at which time the applicant provided a presentation and the public was allowed to be heard,

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby grant a special use permit to Mark and Jill Laufer, for use of property located at 13375 Warner Hill, South Wales, New York for Hospitality and Event Barn, and be it further

RESOLVED, the approval is subject to the terms and conditions of the special use permit incorporated by reference which requires the acceptance and approval of the applicant.

ROLL CALL:

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

CARRIED

2.S.U.P. APPLICATION FOR SBA TOWERS TO CONSTRUCT A MONOPOLE TOWER AT 12713 BIG TREE ROAD

Attorney Ronald Bennett has supplied the board with a draft copy of the special use permit to review and discuss at the workshop meeting on February 28th

3. S.U.P. APPLICATION FOR THE AMENDMENT OF THE EXISTING NATIONAL FUEL PERMIT FOR THE ADDITION OF AN INTERCONNECT STATION

Attorney Ronald Bennett has supplied the board with a draft copy of the special use permit to review and discuss at the workshop meeting on February 28th.

4. S.U.P. APPLICATION FOR THE AMENDMENT OF THE EXISTING LEYLN PROPERTY DEVELOPMENT LLC PERMIT

Town Board of the Town of Wales does hereby set the 28th day of February, 2017 at 7:00 p.m. at the Wales Town Hall, 12345 Big Tree Road, Wales, New York, for the purpose of conducting a public hearing on the amended special use permit for Leyln Property Development LLC, within the Town of Wales. Also the Town Clerk is hereby directed to publish a notice of said public hearing in the East Aurora Advertiser.

MOTION# ___ by Councilman Michael Simon and second by Councilwoman Jude Hartrich approving the request for a Public Hearing on amended special use permit for Leyln Property Development LLC within the Town of Wales.to be held February 28th at 7pm prior to the workshop meeting.

CARRIED

5.S.U.P. APPLICATION FOR THORPE'S ORGANIC FAMILY FARM MARKET AT 12866 ROUTE 78

Received reports form planning and conservation boards

Town Board of the Town of Wales does hereby set the 14th day of March, 2017 at 7:00 p.m. at the Wales Town Hall, 12345 Big Tree Road, Wales, New York, for the purpose of conducting a public hearing on the special use permit for Thorpe's organic family farm market, within the Town of Wales. Also the Town Clerk is hereby directed to publish a notice of said public hearing in the East Aurora Advertiser.

MOTION# __ by Councilman Michael Simon and second by Councilwoman Jude Hartrich approving the request for a Public Hearing on amended special use permit for Leyln Property Development LLC within the Town of Wales.to be held February 28th at 7pm prior to the workshop meeting.

CARRIED

**6. PROPOSED ZONING CODE REVISION CODE IN REGARDS TO SOLAR ENERGY
RESOLUTION TO SET PUBLIC HEARING**

WHEREAS, Local Law Intro. No.1 2017 has been introduced to the Town Board on February 14, 2017, and

WHEREAS, Municipal Home Rule Law Section 20(5) requires a public hearing upon five (5) days' notice, and

WHEREAS, Municipal Home Rule Law Section 20(4) provides that no such local law shall be passed until it shall have then in its forum and upon the desks or table of the members at least seven (7) calendar days, exclusive of Sunday, prior to its final passage or mailed to each of them in post-paid properly addressed and secured closed envelopes or wrappers in a post box of a post office of the United States Post Office Department within the local government at least ten (10) calendar days, exclusive of Sunday, prior to its passage,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Wales does hereby set the 28th day of February, 2017 at 7:00 p.m. at the Wales Town Hall, 12345 Big Tree Road, Wales, New York, for the purpose of conducting a public hearing on the proposed Local Law for Solar Energy within the Town of Wales.

RESOLVED, that the Town Clerk is hereby directed to publish a notice of said public hearing in the East Aurora Advertiser.

MOTION#_____by Councilman Michael Simon and second by Councilwoman Jude Hartrich approving the request for a Public Hearing on Local Law to for Solar Energy within the Town of Wales.to be held February 28th at 7pm prior to the workshop meeting.

CARRIED

NEW BUSINESS:

**1.S.U.P. APPLICATION RECEIVED FOR THE AMEDMENT OF THE EXISTING
PROMISED LAND INC. PERMIT.**

MOTION #_____by Councilmen Michael Simon, second Councilman Donald Butcher to set Public Hearing March 14, 2017 at 7:00 p.m.

**2. RESOULTION TO AUTHORIZE SUPERVISOR TO SIGN CONTRACT WITH
GHD CONSULTINE SERVICE INC. FOR PROJECT SERVICES INC. FOR
PROJECT-SPECIFIC ASSISTANCE ENGINEERING SERVICES FOR THE
CALENDAR YEAR 2017 AT A FEE NOT TO EXCEED \$4000.00**

AUTHORIZING RESOLUTION

BE IT RESOLVED, that Supervisor Rickey A. Venditti of the Town of Wales, New York, is hereby authorized to sign, submit and execute a contract for engineering Project-Specific Assistance services with GHD Consulting Services for the calendar year 2017 at a fee not to exceed \$4000.00

MOTION # _____ Councilwoman Jude Hartrich, second Councilman Michael Simon, authorizing the 2017 Agreement with GHD for Project-Specific assistance services not to exceed \$4000.00

CARRIED

3. THUNDER HILL SELF STORAGE SIGNAGE

Under the advisement of Town Attorney, Ronald Bennett, the sign is deemed legal for it is Grand fathered with regard to size and location.

MOTION#_____ Councilman Donald Butcher and second Gerald Klinck, approving the sign as a grandfathered sign.

CARRIED

**4. REQUEST FROM TOWN CLERK TO EXPAND FUNDS TO RENEW WILLIAMSON
LAW BOOK CO. COMPUTER SOFTWARE CONTRACT.**

MOTION # _____ Councilman Michael Simon, second Councilman Gerald Klinck, Authorizing the Town Clerk renew Williamson law book software contract for \$678.00 this is a budgeted item.

CARRIED

5. REQUEST FROM HIGHWAY SUPERINTENDENT TO EXPEND FUNDS TO REPLACE TIRES ON TOWN'S HIGH-LIFT.

MOTION # _____ by Councilman Gerald Klinck and second by Councilman Michael Simon , approving the replacement for tires for the high lift, but not to exceed \$3,058.00
CARRIED

COMMUNICATIONS

Town Historian Dee Zeigel reported on the Town of Wales Sesquicentennial Celebration. She is working with her committee towards that end. Questioned what funds are available. South Wales Fire District had their 2017 Installation Dinner at Holland Willows.

DEPT HEADS REPORTS

Bldg. Inspector: Rec'd & filed Highway
Dept.: Rec'd & filed.

Town Clerk: Rec'd & filed

REPORTS OF COMMITTEES:

None to report at this time.

SECOND INVITATION FOR PUBLIC COMMENT:

Pam Lina Schang Rd Questioned the reason why they needed to amend to their S.U.P.

REVIEW AND ACTION ON TOWN CLERK'S REPORT:

MOTION # _____ by Councilman Donald Butcher, second by Councilwoman Jude Hartrich, approving the Town Clerk's monthly report for January 2017 as presented.
CARRIED

GENERAL FUND BILLS:

MOTION # _____ by Councilman Donald Butcher, second by Councilman Michael Simon approving payment of the 2016 General Abstract #14, Voucher #469-476 Total \$1,3291.37 and 2017 General Abstract 001-042, Voucher #1 total amount \$41,597.36
CARRIED

HIGHWAY FUND BILLS:

MOTION # _____ by Councilman Gerald Klinck, second by Councilman Donald Butcher approving payment of the 2017 Highway Abstract 001, Voucher #001-024 total amount \$64,094.22.
CARRIED

IN MEMORY OF: Francis Gottstien

Motion duly made and seconded to adjourn the meeting at 7:26pm
Respectfully submitted,

Mindy Eaton
Wales Town Clerk