

WALES TOWN BOARD MEETING

Minutes of April 11, 2017

The 4th meeting of the Wales Town Board was held on the 11<sup>th</sup> day of April 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:**

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

Also present: Attorney Ronald Bennett, GHD Engineering, (15) residents whose names are on file. Reporters Pat McDonnell

**INVOCATION:**

led by Councilman Donald Butcher

**PLEDGE OF ALLEGIANCE:**

led by Councilman Gerald Klinck

**ADOPTION OF AGENDA:**

**MOTION # \_\_\_\_\_** by Councilman Donald Butcher, second by Councilman Michael Simon, approving the agenda as presented. **CARRIED**

**ACCEPTANCE OF MINUTES:**

**MOTION # \_\_\_\_\_** by Councilman Donald Butcher, second by Councilman Gerald Klinck, approving the Town Clerk's minutes of March 14<sup>th</sup> & 28<sup>th</sup> meeting and Public Hearing.

**CARRIED**

Carl Simmeth NYS Assemblyman David DiPietro's Local Rep. That Assemblyman David Dipetro is working hard for us in Albany right now on the State Budget. That he will be here after the meeting if any residents have questions.

**Public Comment:**

Kerry Bieter East Creek Road - Asking the board going forward will Alpine Made LLC be on the agenda, Supervisor Venditti said it will be on the agenda till it's approved.

**OLD BUSINESS:**

**1.S.U.P. APPLICATION FOR THE AMENDEMENT OF THE EXISTING LELYN PROPERTY DEVELOPMENT**

Supervisor asked if the board has reviewed the amended 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, Jeni and Jason Burford has submitted an application to amend a Special Use Permit to operate a Hospitality Event Barn at 11724 Big Tree 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 amended special use permit. **CARRIED**

**RESOLUTION APPROVING SPECIAL PERMIT AMENDEMENT FOR LELYN  
PROPERTY DEVELOPMENT LLC.**

WHEREAS, Jason and Jeni Burford on behalf of Lelyn Property Development LLC. have applied for an amendment of its special use permit located at 11724 Big Tree Road in the Town of Wales, and

WHEREAS, the proposed special permit has been prepared which incorporates all aspects of the application and continued compliance of the original Special Use Permit granted on March 30, 2011, is amended as applicable to the proposed use as event barn, and

NOW, THEREFORE, be it

RESOLVED, the Town Board does hereby approve an amendment to the Special Use Permit of Jason and Jeni Burford on behalf of Lelyn Property Development LLC. as set forth in the approval and issuance of the Special Use Permit together with its addendum, and be it further

RESOLVED, the Special Use Permit shall be confirmed upon approval and execution by both the Town and applicant.

MOTION # \_\_\_\_\_ moved by Councilman Donald Butcher, second Councilman Gerald Klinck, approving the amended special use permit.

CARRIED

**ROLL CALL:**

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

Aye 5 No 0

CARRIED

**2. S.U.P. APPLICATION FOR THORPE'S ORGANIC FAMILY FARM MARKET at  
12866 ROUTE 78.**

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, Thorpe's Organic Family Farm located at 12866 Route 78 have submitted an application for a Special Use Permit for the sale of farm products and other related farm matters, 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  
OF THORPE'S ORGANIC FAMILY FARM.**

WHEREAS, Thorpe's Organic Family Farm located at 12866 Route 78 has applied for a special use permit for the sale of farm products and other farm related matters, and

WHEREAS, the terms and conditions of the proposed Special Use Permit have been presented to the Town for its consideration, and

NOW, THEREFORE, be it

RESOLVED, the Town Board does hereby approve the issuance of a Special Use Permit to Thorpe's Organic Family Farm as set forth in the proposed Special Use Permit together with

its addendum, and be it further

RESOLVED, the Special Use Permit shall be effective upon execution of the Special Use Permit by both the Town and applicant, and be it further

RESOLVED, that a copy of the Special Use Permit shall be certified by the Town Clerk and provided to the applicant.

**ROLL CALL:**

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

Aye 5 No 0

CARRIED

**3. S.U.P. APPLICATION FOR THE AMENDMENT OF THE EXISTING PROMISED LAND INC. PERMIT**

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, Michael J. Lina, Sr. and Pamela S. Lina on behalf of Promised Land, Inc have submitted an amended Special Use Permit for the to the proposed use as a church, 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 AMENDED SPECIAL USE PERMIT OF PROMISED LAND, INC.**

WHEREAS, Michael J. Lina, Sr. and Pamela S. Lina on behalf of Promised Land, Inc. have applied for an amendment of its special use permit located at 11166 Big Tree Road in the Town of Wales, and

WHEREAS, the proposed special permit has been prepared which incorporates all aspects of the application and continued compliance of the original Special Use Permit granted on May 12, 1998, is amended as applicable to the proposed use as a church, and

NOW, THEREFORE, be it

RESOLVED, the Town Board does hereby approve an amendment to the Special Use Permit of Michael J. Lina, Sr. and Pamela S. Lina on behalf of Promised Land, Inc. as set forth in the approval and issuance of the Special Use Permit together with its addendum, and be it further

RESOLVED, the Special Use Permit shall be confirmed upon approval and execution by both the Town and applicant.

**ROLL CALL:**

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

Aye 5 No 0

CARRIED

**NEW BUSINESS:**

**1.SUP APPLICATION RECEIVED FOR ALPINE MADE LLC TO OPERATE AT 5445 EAST CREEK ROAD.**

**MOTION#\_\_\_\_\_** By Supervisor Venditti and second by Councilman Gerald Klinck to forward application to all the applicable boards and agencies for review. CARRIED

**MOTION#\_\_\_\_\_**By Supervisor Venditti and second by Councilwoman Jude Hartrich to set public hearing for May 9<sup>th</sup> prior to the board meeting CARRIED

**2. TOWN HISTORIAN REQUEST TO PROCURE FILE CABINET.**

The Historian is still waiting for a bid for the cabinet from HON Office Supplies, tabled till next meeting

**3. HIGHWAY SUPERINTENDENT REQUEST TO REMOVE TREES IN CEMETERY ON 20A BY HUNTERS CREEK ROAD.**

Highway Superintendent Mike Zywar has called two local tree service companies for estimates but has not received any bids yet. He will have them by the workshop meeting.

**4. HIGHWAY SUPERINTENDENT REQUEST TO ATTEND TRAINING SCHOOL 12<sup>TH</sup>-14<sup>TH</sup> IN ITHACA, NY**

**MOTION # \_\_\_\_\_** by Councilman Donald Butcher, second by Councilman Gerald Klinck, approving the Highway Superintendent to attend training school on June 1-3, not exceed \$600.00 this is a budget item. CARRIED

**5. REQUEST TO APPROVE TOWN PARK PORT-A-LET CONTRACT.**

**MOTION # \_\_\_\_\_** by Councilman Michael Simon, second by Councilwoman Jude Hartrich, approving Royal Flush at a cost of \$60.00 per unit a month.

CARRIED

**COMMUNICATIONS:**

Letter from Wales Center Hotel regarding their liquor license renewal

**COMMITTEES**

Councilwoman Jude Hartrich - Town Park - Town engineer is still working on spec's for park shelter.

**REPORTS OF DEPARTMENT HEADS:**

Bldg. Inspector: Rec'd & filed

Highway Dept.: Rec'd & filed.

Tax Collector & Town Clerk: Rec'd & filed

**REPRESENTATIVES OF COMMUNITY ORGANIZATIONS:**

S. Wales Fire Co. May 7<sup>th</sup> till sold out chicken BBQ

**SECOND INVITATION FOR PUBLIC COMMENTS:**

NONE

**VIEW AND ACTION ON TOWN CLERK'S REPORT:**

**MOTION # \_\_\_\_\_** by Councilman Donald Butcher, second by Councilman Michael Simon, approving the Town Clerk's monthly report for March 2017 as presented.

CARRIED

**GENERAL FUND BILLS:**

**MOTION # \_\_\_\_\_** by Councilman Donald Butcher, second by Councilman Gerald Klinck Michael Simon, approving payment of the 2017 General Abstract # 003, voucher #0091-0141total amount \$ 58,691.64. CARRIED

Councilman Michael Simon approves all the bills except voucher #113

**HIGHWAY FUND BILLS:**

**MOTION # \_\_\_\_\_** by Councilman Gerald Klinck, second by Councilman Michael Simon, approving payment of the 2017 Highway Abstract # 003, voucher #0135-0148total amount \$15250.26 CARRIED

**ADJOURNMENT:**

Motion duly made and seconded to adjourn the meeting at 7:36pm

IN MEMORY OF: Ruth Arent

Respectfully submitted,

Melinda Eaton  
Wales Town Clerk