

Regular Town Board Meeting of the Town Board of the Town of Van Buren, held on June 4, 2019 at 7:00 pm at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York.

Present:

Ms. Wendy Van Der Water	Councilor
Ms. Darcie Lesniak	Councilor
Mr. Howard Tupper	Councilor
Ms. Patricia Dickman	Councilor
Mr. Ronald Dudzinski	Councilor
Ms. Mary Frances Sabin	Deputy Supervisor
Mr. Claude Sykes	Supervisor

Also present:

Mr. Kevin Gilligan	Town Attorney
Mr. Jason Hoy	Engineer
Ms. Lynn Precourt	Town Clerk

Pledge of Allegiance and Roll Call.

Approve minutes of the Regular Town Board Meeting on May 21, 2019:

124-19-000 MOTION BY Ms. Dickman, seconded by Ms. Van Der Water, to approve the minutes of the Regular Town Board meeting on May 21, 2019 as published.

Ms. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Introduction of Local Law D-2019 regarding addition of indoor storage (E-1) as an allowable use in a BRB Zone with a special use permit:

Mr. Gilligan said this is a text amendment to the zoning ordinance.

Mr. Gilligan went over Part Two and Three of the Environmental Assessment Form. Based on the information given in Part One and the Board's answers to Part Two it was determined this is a Type I action, the Town Board is the Lead Agency, with no other involved agencies and there is a negative declaration under SEQRA.

125-19-039 Ms. Sabin introduced proposed Local Law No. D-2019 amending Chapter 200 of the Code of the Town of Van Buren titled "Zoning", which Local Law will result in amending Section 200, Attachment 1 titled "Table of Land Uses by Zoning District" to include "E1;

Commercial Indoor Storage or Wholesaling” as a use permitted subject to Zoning Board of Appeals Special Use Permit approval and subsequent Planning Board Site Plan approval within the Business/Residence Buffer District (BRB), and made the following Resolution, which was seconded by Ms. Van Der Water:

WHEREAS, proposed Local Law D-2019 has been introduced and will be considered for enactment pursuant to the provisions of the Municipal Home Rule Law; and

WHEREAS, Volume 6 N.Y.C.R.R., Section 617 of the Regulations relating to Article 8 of the New York State Environmental Conservation Law, requires that as early as possible in the consideration of a proposed action, an involved agency shall make a determination whether the action is subject to the aforementioned law;

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Van Buren, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed enactment of said Local Law, with the result that the Town Board shall act as lead agency in this matter; and

WHEREAS, the adoption to said Local Law is an Type I Action for purposes of environmental review under SEQR; and

WHEREAS, the Town Board has determined that a full environmental assessment form (EAF) shall be required in connection with this matter; and

WHEREAS, the said EAF has been prepared and has been reviewed by the Town Board; and

WHEREAS, the Town Board has considered the adoption of said Local Law, has considered the criteria contained in 6 N.Y.C.R.R. Part 617.7 and has compared the impacts which may be reasonably expected to result from the adoption of said Local Law against said criteria.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED that the enactment of proposed Local Law No. D-2019 is a Type I Action, there are no other involved agencies and this Board shall act as lead agency in this matter for purposes of SEQR review; and it is further

RESOLVED AND DETERMINED the Town Board has determined this action shall have no significant adverse impact on the environment; that, accordingly, an environmental impact statement (EIS) shall not be required; and that this resolution shall constitute a negative declaration under SEQR; and it is further

RESOLVED AND DETERMINED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. D-2019 at the Van Buren Town Offices located at 7575 Van Buren Road in the Town of Van Buren on June 18, 2019 at 7:00 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

Roll Call Votes: Ms. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Introduction of Local Law E-2019 regarding zone change from R-40 to PUD for parcel # 064.-03-01.1 (Seneca Golf Course) and schedule public hearing:

Mr. Sykes said this property is currently a golf course in an R-40 zone. The change to PUD will allow the developers the flexibility to create lots smaller than one acre. The current proposal is for 193 single family homes and patio homes. This development will be on public water and sewer utilities.

Mr. Gilligan went over Part Two and Three of the Environmental Assessment Form. Based on the information given in Part One and the Board's answers to Part Two it was determined this is a Type I action, the Town Board is the Lead Agency, with no other involved agencies and there is a negative declaration under SEQRA.

126-19-039 Ms. Dickman introduced proposed Local Law No. E-2019 amending Chapter 200 of the Code of the Town of Van Buren titled "Zoning", which Local Law will result in amending the Zoning Map of the Town of Van Buren to change the zoning use designation of certain lands from Residential-40 (R-40) to Planned Unit Development (PUD) and approve a development plan for the Seneca Neighborhood PUD, and made the following Resolution, which was seconded by Mr. Dudzinski:

WHEREAS, proposed Local Law E-2019 has been introduced and will be considered for enactment pursuant to the provisions of the Municipal Home Rule Law; and

WHEREAS, Volume 6 N.Y.C.R.R., Section 617 of the Regulations relating to Article 8 of the New York State Environmental Conservation Law, requires that as early as possible in the consideration of a proposed action, an involved agency shall make a determination whether the action is subject to the aforementioned law; and

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Van Buren, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed enactment of said Local Law, with the result that the Town Board shall act as lead agency in this matter; and

WHEREAS, the adoption to said Local Law is an Type I Action for purposes of environmental review under SEQR; and

WHEREAS, the Town Board has determined that a full environmental assessment form (EAF) shall be required in connection with this matter; and

WHEREAS, the said EAF has been prepared and has been reviewed by the Town Board; and

WHEREAS, the Town Board has considered the adoption of said Local Law, has considered the criteria contained in 6 N.Y.C.R.R. Part 617.7 and has compared the impacts which may be reasonably expected to result from the adoption of said Local Law against said criteria.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED that the enactment of proposed Local Law No. E-2019 is a Type I Action, there are no other involved agencies and this Board shall act as lead agency in this matter for purposes of SEQR review; and it is further

RESOLVED AND DETERMINED the Town Board has determined this action shall have no significant adverse impact on the environment; that, accordingly, an environmental impact statement (EIS) shall not be required; and that this resolution shall constitute a negative declaration under SEQR; and it is further

RESOLVED AND DETERMINED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. E-2019 at the Van Buren Town Offices located at 7575 Van Buren Road in the Town of Van Buren on June 18, 2019 at 7:00 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

Roll Call Votes: Ms. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Set 2019 summer staff wages for pool personnel per memo from Parks Director:

127-19-038 MOTION BY Ms. Sabin, seconded by Ms. Van Der Water to approve the following employees and wages for summer staff for 2019:

Anna Minecci, Liam Sweeney, Daniel Stewe, Angelina Fetterolf-Quito, Hannah Fichter, Elizabeth Carter, Parker Nichols, Jillian Ferris and Abby Ucen are new lifeguards and make \$11.25/hour

Anna Rolince and Shelby Kiteveles will be first year concession/pool gate employees and make \$11.25/hour

They have completed all paperwork and have their background checks has been done.

Returning Employees:

Sophia Ucen is a fourth year employee and will be a supervising lifeguard and make \$13.75

Daniel Gee and John Licciardello will be supervising lifeguards and make \$13.25/hour

Clara Derby, Jacob Petrik, Austin Mackey and Kyler Langhorn will be a second year lifeguard and make \$11.50

Hannah Delpha and Alexandra Pelletier will be a second year concession/pool gate and make \$11.50

Molly Derby will be a fourth year lifeguard/WSI and make \$12.00/hour

Mary Beth Valentine will be our returning Summer Assistant for her 15th summer and make \$13.70

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Ms. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Approve Town Assessor’s request to attend the NYSAA “Ethics and the Assessor” one day seminar in Liverpool, NY at a cost not to exceed \$120.00:

128-19-027 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to approve Town Assessor’s request to attend the NYSAA “Ethics and the Assessor” one day training seminar in Liverpool, NY at cost not to exceed \$120.00.

Ms. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Councilor Committee Reports and Comments:

Ms. Sabin said they had a Land Use Committee meeting and discussed the updates to the Code regarding solar energy. She said they will meet again June 18th at 5:15 pm.

Ms. Sabin said she has contacted Verizon about why their service is not available in certain area of Village Green and is waiting for their response.

Ms. Dickman said it is unfortunate it rained on Memorial Day for the parade and ceremony but the organizers always do a great job of recognizing the meaning of the day.

Ms. Dickman said the sidewalks on Downer Street are almost complete and it will be nice to have a safe way to go from Harbour Heights to the shopping area on Downer Street.

Mr. Sykes said he heard some negative comments on the cost of sidewalks. He said they were constructed using grant money from Senator DeFrancisco’s office.

Mr. Tupper said there is a Canton Woods Senior Center Board of Directors meeting this Thursday at 7:45 am.

Highway Superintendent Comments: None

Supervisor Comments:

Mr. Sykes said the work on the pool has been completed and it has been re-filled and is ready for summer.

Engineer Comments: None

Attorney Comments: None

Citizens Comments:

Mr. Bowes said the proposal for the golf course to have 193 houses is a lot. He said they will all be constructed like the development behind Town Hall, with windows on three sides. He said he understands it may be the energy code that requires one side to not have windows but it is not aesthetically pleasing.

Mr. Bowes said the town should consider sidewalks on Van Buren Road for the kids who live in Marion Meadows walking to Ray Middle School. He said sidewalks may also be necessary from the proposed development on Rt. 48 to the shopping area.

Mrs. Akers asked how many entrances will be in the proposed development off Rt. 48.

Mr. Sykes said they are proposing two with an emergency one on Van Ness Road.

Mrs. Akers said that is a lot more traffic for that area.

Mr. Mills asked why the town has to rezone the property if it is residential now.

Mr. Sykes said right now it is zoned R-40, meaning a house would have to be constructed on a one acre lot. He said the change to PUD allows for more flexibility for lot sizes and home types. They are proposing a mix of single family homes and patio homes.

Mr. Mills asked at what point in the process are the lot sizes discussed.

Mr. Sykes said once the zone change is approved by the Town Board the Planning Board will do the site plan review and that is when all the details are discussed.

129-19-000 MOTION BY Ms. Dickman, seconded by Ms. Lesniak, to adjourn to the next Regular Town Board meeting on June 18, 2019 at 7:00 pm.

Ms. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Meeting closed 7:48 pm

Respectfully submitted,

Lynn Precourt, Town Clerk, Dated: 6/5/19