

Regular Town Board Meeting of the Town Board of the Town of Van Buren, held on October 20, 2021 at 7:00 pm at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York.

Present:

Mrs. Wendy Van Der Water	Councilor
Ms. Darcie Lesniak	Councilor
Mr. Howard Tupper	Councilor
Mr. Ronald Dudzinski	Councilor
Ms. Mary Frances Sabin	Deputy Supervisor

Absent:

Ms. Patricia Dickman	Councilor
Mr. Claude Sykes	Supervisor

Also present:

Ms. Nadine Bell	Town Attorney
Mr. Jason Hoy	Town Engineer
Mr. Doug Foster	Highway Superintendent
Ms. Theresa Golden	Assessor
Ms. Lynn Precourt	Town Clerk

Pledge of Allegiance and Roll Call.

Approve minutes of the Regular Town Board Meeting on October 6, 2021:

175-21-000 MOTION BY Ms. Lesniak seconded by Mr. Dudzinski, to approve the minutes of the Regular Town Board Meeting on October 6, 2021 as published.

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

All Ayes – Motion Carried & Adopted

Consider approval of replacement of reverse osmosis unit at 1342 Kingdom Rd at a cost of \$995.00:

176-21-031 MOTION BY Mr. Dudzinski, seconded by Mr. Tupper, to approve the replacement of reverse osmosis unit at 1342 Kingdom Road at a cost of \$995.00.

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

All Ayes – Motion Carried & Adopted

Assessor's Report:

Ms. Golden said senior citizen and disability exemption renewals for 2022, have been mailed to property owners. They are processed and updated as received. The deadline for exemption applications or renewals is March 1st, 2022.

All other exemption renewals agricultural, non profit, etc are being processed for mailing in December.

Inventory changes for 2022 are entered as building permits are completed. Field review of building permits will be scheduled October thru February. As weather permits.

A total of 200 Town of Van Buren sales were reviewed for 2022 valuation purposes. These valuation useable sales will be used by the State to determine the full market values for the 2022 assessment roll.

A review of all residential neighborhoods sales/assessments will be completed using a + 10% time adjustment. This review will indicate the level of assessment in each neighborhood and actions needed to maintain 100% level of assessment for 2022.

Commercial properties will be reviewed sales/assessments by property use type. County wide commercial sales will be used.

Vacant land will be reappraised if review of sales/assessments indicate a level of assessment below 95% for 2022.

The State Office of Real Property Tax Services has been notified that the Town of Van Buren will be maintaining assessments at 100% for 2022. The deadline for notification is November 1st. Preliminary numbers from the State indicate a residential value increase of 6% to 12% for Onondaga County. Sales used July 1, 2020 thru June 30, 2021.

Introduction of Local Law D-2021 regarding siting of cannabis retail sales locations:

177-21-039 Councilor Ms. Lesniak introduced proposed Local Law No. D-2021 regarding amendment to the Code of the Town of Van Buren to include operations requirements for cannabis retail dispensaries within the Town of Van Buren and made the following Resolution, which was seconded by Councilor Dudzinski:

WHEREAS, proposed Local Law No. D-2021 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 after submission of a completed application, an involved agency shall make a determination whether a given 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 proposed Local Law, with the result that the Town Board shall act as lead agency in this matter; and

WHEREAS, the adoption of said Local Law is an unlisted action for purposes of environmental review under SEQR; and

WHEREAS, the Town Board has determined that a Short 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,

BE IT RESOLVED AND DETERMINED, that the enactment of this proposed local law is an unlisted action under SEQR, that there are no other involved agencies and the Town Board shall act as lead agency; and it is further

RESOLVED AND DETERMINED, that the Town Board has determined that 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-2021 at the Town Hall located at 7575 Van Buren Road in the Town of Van Buren on November 3 2021, 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, at which time all persons interested in the subject shall be heard; and it is further

RESOLVED AND DETERMINED, that notice of said public hearing shall be provided at least five (5) days prior to the date of said public hearing in a newspaper of general circulation within the Town of Van Buren and to any affected municipalities described above.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

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

All Ayes – Motion Carried & Adopted

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Introduction of Local Law E-2021 prohibiting smoking of cannabis on town property:

The Board members discussed whether smoking is currently allowed at the pavilions and who enforces any prohibition of smoking if law is passed.

178-21-000 MOTION BY Ms. Sabin, seconded by Ms. Lesniak, to table the introduction of this local law until more research can be done on what is allowed now and how successful any enforcement and/or penalties for violations may be considering recent changes to the court system regarding fines.

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

All Ayes – Motion Carried & Adopted

Appointment of Robert Berry as Park Attendant at \$13.25 an hour:

179-21-038 MOTION BY Ms. Sabin, seconded by Ms. Lesniak, to appoint Robert Berry Park Attendant at \$13.25 an hour to start October 23, 2021.

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

All Ayes – Motion Carried & Adopted

Reaffirm setting November 3, 2021 at 7:00 pm for Public Hearings on Town Budget and Special Districts Budgets:

180-21-007 MOTION BY Mr. Tupper, seconded by Mr. Dudzinski, to reaffirm setting November 3, 2021 at 7:00 pm for Public Hearings on Town Budget and Special Districts Budgets.

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

All Ayes – Motion Carried & Adopted

Accept gift of refrigerator for Van Buren Park:

181-21-000 MOTION BY Ms. Sabin, seconded by Ms. Lesniak, to accept a gift of a refrigerator from St. Joseph's in the amount of \$50.00 to be used in the Lodge at Van Buren Central Park.

Mrs. Van Der Water – Abstain, Ms. Lesniak – Yes, Mr. Tupper – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes

Motion Carried & Adopted

Councilor Committee Reports and Comments:

Mr. Tupper scheduled a Public Safety Committee meeting on October 28, 2021 at 5:30 pm at the Town Hall.

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Ms. Sabin scheduled a Land Use Committee meeting on November 10, 2021 at 3:30 pm at the Town Hall. Any Board members with comments about the solar law (restricting location of solar to avoid use of important farmland) should give them to the members by November 8th.

Highway Superintendent Comments: None

Supervisor Comments:

Ms. Sabin announced a recycling event hosted by Assemblyman Magnarelli's office. It is November 13th at the New York State Fairgrounds and pre-registration is required. You can register at <https://form.jotform.com/sunnking2020/geddes-clone>

Citizens Comments: None

Engineer Comments:

Mr. Hoy said the drainage projects are finished in upper Seneca Knolls.

Attorney Comments: None

182-21-000 MOTION BY Mrs. Van Der Water, seconded by Ms. Lesniak, to adjourn to the next Regular Town Board Meeting on November 3, 2021 at 7:00 pm.

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

All Ayes – Motion Carried & Adopted

Meeting closed 7:45 pm

Respectfully submitted,

Lynn Precourt

TownClerk, Dated 10/21/21

