

October 28, 2015

MINUTES

**TOWN BOARD MEETING
2795 EAST CHURCH STREET
EDEN, NEW YORK
OCTOBER 28, 2015
7:30 P.M.**

TOWN BOARD MEMBERS PRESENT:

GLENN R. NELLIS	-	SUPERVISOR
MARY LOU PEW	-	COUNCILWOMAN
EDWARD KRYCIA, JR.	-	COUNCILMAN
RICHARD S. VENTRY	-	COUNCILMAN
FRAN MCLAUGHLIN	-	COUNCILMAN

OTHERS PRESENT:

Heather Ohmit	-	Deputy Town Clerk
Lisa Greiner	-	Administrative Assistant
Lisa Winter	-	Bookkeeper

Call To Order:

Supervisor Nellis called the Work Session of the Eden Town Board to order at 7:30 P.M.

Pledge of Allegiance:

Supervisor Nellis led the assembly in the Pledge of Allegiance to the flag followed by a moment of silence.

New and Unfinished Business:

1. Resolution – 8159 N. Main Street, Negative Declaration and Special Use Permit

Supervisor Nellis read the following resolution:

**RESOLUTION APPROVING A NEGATIVE DECLARATION
AND
SPECIAL USE PERMIT
FOR 8159 NORTH MAIN STREET, EDEN, NY 14057**

WHEREAS, the Town of Eden has received a request for a special use permit to convert a business property back to a residential property at 8159 North Main Street; and

WHEREAS, the request was duly referred to the Erie County Department of Environment and Planning pursuant to General Municipal Law § 239-m, and the County responded indicating they had no objections; and

WHEREAS, the Town Board has taken a look at all potentially adverse environmental impacts pursuant to SEQRA;

NOW, THEREFORE, be it resolved by the Board that

Based upon the Board's review of the request and application material, including the Environmental Assessment Form and all other materials submitted in connection therewith, the Town Board hereby determines that this request will not result in any significant environmental impacts and hereby issues a negative declaration for the Project pursuant to SEQRA.

REASONS SUPPORTING THE NEGATIVE DECLARATION:

Air, Water, Noise, Waste, Erosion, Drainage, Site Disturbance Effects: The Project will not create any adverse change in the existing air quality, water quality or noise levels, nor in solid waste production, nor potential for erosion, nor promote flooding or drainage problems. The Project will produce a minimal disturbance of soil and vegetation during construction, with minimal storm run-off.

Aesthetics, Agriculture, Archeology, History, Natural or Cultural Resource, Community or Neighborhood Character: The Project will not adversely affect agricultural, archeological, historical, natural, or cultural resources.

Vegetation, Fish, Wildlife, Significant Habitats, Threatened or Endangered Species: No plant or animal life will be adversely permanently affected by the Project.

Community Plans, Use of Land or Natural Resources: The Project is in keeping with official community plans and goals and will have no adverse effects on land-use of the use of natural resources by or in the community.

Growth, Subsequent Development, etc. The Project is not expected to induce any significant or adverse growth or subsequent development.

Long Term, Short Term, Cumulative, or Other Effects: The Project will not have any significant adverse long term, short term, cumulative, or other environmental effects.

Critical Environmental Area: The Project will not have an impact on any Critical Environmental Area as designated in 6 NYCRR, subdivision 617.14 (g).

Public Health and Safety: The Board finds no adverse impacts on the public health.

And, Be It Further Resolved that a Special Use Permit for the proposed residential property at 8159 North Main Street be approved with the following condition:

1. The applicant will need to obtain final site plan approval from the Planning Board.

MOTION was made by Councilman Ventry to approve the resolution as presented; seconded by Councilwoman Pew; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

MOTION was made by Councilman McLaughlin to close the Regular Meeting of the Eden Town Board and open the Public Hearing; seconded by Councilman Krycia; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis closed the Regular Meeting of the Eden Town Board at 7:45 p.m.

7:45 p.m.
Public Hearing
Community Development Block Grant Program

Supervisor Nellis explained the purpose of the public hearing was to listen to any concerns or questions that citizens have.

There were no comments.

All persons desiring to be heard, having been heard, Supervisor Nellis closed the Public Hearing at 7:50 p.m.

MOTION was made by Councilman Krycia to close the Public Hearing and return to the Regular Meeting of the Town Board; seconded by Councilman McLaughlin; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

2. Block Grant Program

Supervisor Nellis read the following resolution

AUTHORIZING RESOLUTION

At a meeting of the Town of Eden Board held on October 28, 2015, the Board authorized Glenn R. Nellis, Supervisor, to sign, submit and execute a contract with the Erie County Community Development Block Grant (ECCDBG) program for the following project(s) upon approval of ECCDBG:

- 1.
2. Rural Transit Service, Inc.

MOTION was made by Councilwoman Pew to authorize Supervisor Nellis to sign the resolution as read; seconded by Councilman Krycia; All “Ayes”; Opposed? –None; Abstain? None; Motion carried.

3. Memorandum of Agreement – WNY Stormwater Coalition

MOTION was made by Councilwoman Pew to approve the Memorandum of Agreement for Western New York Stormwater Coalition for a five-year term, commencing December 31, 2015 and expiring December 31, 2020, unless extended or renewed. Designating Highway Superintendent Ronald Maggs to serve as the Town of Eden representative on the Coalition and authorizing Eden Town Supervisor, Glenn R. Nellis, to execute the Agreement. The fee schedule commencing January 1 and ending December 31 shall be \$1,250.00 per Coalition Member; seconded by Councilman McLaughlin; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Note: A complete copy of the Memorandum of Agreement is available at the Town Clerk’s office.

4. SEQRA – Eden Fire Hall Roof Project

Supervisor Nellis read the following:

**State Environmental Quality Review (SEQRA)
Resolution Recognizing Type II SEQRA Action**

Name of Action: Town of Eden Fire Hall Roof Project

WHEREAS, the Town of Eden Town Board is proposing to replace the existing roof and skylights at the Eden Fire Hall located at 2791 East Church Street, Eden, New York 14057; and

WHEREAS, after comparing the thresholds in 6 NYCRR 617.4 and 5, the Town Board has determined that the proposed project is a Type 2 action as it involves the repair of an existing facility that does not require substantial changes to the existing structure.

NOW, THEREFORE BE IT RESOLVED, that the Town Board declares itself Lead Agency for purposes of SEQRA; and

BE IT FURTHER RESOLVED, that the proposed project has been determined not to have a significant impact on the environment and is not subject to further review under SEQRA.

MOTION was made by Councilman Ventry to approve the resolution as presented; seconded by Councilwoman Pew; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

MOTION was made by Councilwoman Pew to close the Regular Meeting of the Eden Town Board and open the Public Hearing; seconded by Councilman Ventry; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

October 28, 2015

Supervisor Nellis closed the Regular Meeting of the Eden Town Board at 7:45 p.m.

8:00 P.M.
Public Hearing
Preliminary 2016 Budget Presentation

The purpose of the Public Hearing is to review the Proposed Budget of the Town of Eden for the year 2016.

Supervisor Nellis made the following observations in the 2015 Budget:

	<u>2015 Tax Rates</u>	<u>2016 Tax Rates</u>
General	\$2.02	\$2.09
Highway	\$3.86	\$3.87
St. Light	\$.20	\$.19
Fire	<u>\$1.27</u>	<u>\$1.28</u>
Total	\$7.19	\$7.27

These figures represent a total increase of 8 cents per thousand from 2015.

The Garbage Rate for 2016 is \$156.00 per unit.

Supervisor Nellis stated that copies of the Proposed 20156 Budget have been made available in the Town Clerk's office.

The following residents made comments regarding the proposed budget:

Phil Muck, Oakland Drive, regarding the budget line for the CEO, and Zoning Board.

All persons desiring to be heard, having been heard, Supervisor Nellis closed the Public Hearing at 8:05 p.m.

MOTION was made by Councilwoman Pew to close the Public Hearing and open the Regular Meeting of the Eden Town Board; seconded by Councilman Ventry; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Supervisor's Report:

Supervisor Nellis noted October 31st, between 5:00 p.m. and 8:00 p.m., as official Trick or Treat night. Additionally, volunteer drivers are always needed to drive senior citizens to appointments.

Hearing of Visitors:

Phil Muck ,Oakland Drive, spoke regarding digital signage regulations.

Adjournment:

MOTION was made by Councilman Ventry to adjourn the Work Session Meeting of the Eden Town Board; seconded by Councilwoman Pew; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis adjourned the Work Session Meeting of the Eden Town Board at 8:10 P.M.

October 28, 2015

Executive Session:

Supervisor Nellis adjourned the Executive Session of the Eden Town Board Meeting at 10:00 P.M.

Respectfully submitted by,

Heather Ohmit
Deputy Town Clerk