

Hamlin Public Hearing
August 14, 2017

The Hamlin Town Board held a Public Hearing in the Hamlin Town Hall located at 1658 Lake Road, Hamlin, New York. The meeting was called to order at 6:30 PM by Supervisor Peters. The locations of the fire exits and defibrillator were explained for those present.

Present: Councilperson Jason Baxter, Councilperson Jennifer Voelkl, Councilperson Martin Maier, Councilperson Dave Rose and Supervisor Eric Peters.

Also present: Deputy Town Clerk Michelle Johnson, Highway Superintendent Steve Baase and Building Inspector/Code Enforcement Officer Cheryl Pacelli

Residents: Dottie Butcher, Cindy Lutwiler, Therese, Mark and Josh Flannery, Diane DeLosh, Gerald Connor, Brian and Renee Houseman, Mark DeMersman, Judith and Scott Hosmer, Lynne Boprey, Susan Cotsworth, Denise and Tom Hiebler, James Carey, Dave and Maura Smith, Deb and Courtney Shores, Steve Dool, Mr and Mrs Ken Stritzel, Gary Parritt, Jerome Nowack, Gwen Comstra and Shawn Baxter.

Public hearing was opened for Local Law NO. 5 of the Year 2017 at 6:30 pm

A Local Law Amending Provisions regulating the Storage of Unlicensed Trailers in the Town of Hamlin

Section 1. Subsection A (“Storage of Trailers”) of Chapter 454 (“Trailers and Trailer Parks”) of the Code of the Town of Hamlin is hereby repealed and replaced with the following:

454-22 Storage of Trailers.

The storage, garaging or parking of any unlicensed trailer, including but not limited to any automobile trailer, house trailer, mobile home or camping trailer or boat trailer, either within or without a structure or building is permitted, provided that such trailer is unoccupied and is not used for sleeping or living purposes, and provided that only one unlicensed trailer is parked or stored on any one premises outside an existing building, and provided that the trailer shall comply with the setback requirements of Chapter 520, Zoning, of the Code of the Town of Hamlin, as it may be amended from time to time.

Section 2: Effective Date:

This Local Law shall become effective upon filing with the Secretary of State.

PUBLIC QUESTIONS

Mark Flannery – West Wautoma Beach Road – He wanted to know if this would affect the grace period that New York State gives with registering trailers only during the timeframe they are used (spring to end of Fall). It was indicated that as long as they are licensed they are ok to do the registration only during the required time by the state. It also still stands that only one is allowed on each property.

Steve Dool - West Wautoma Beach Road – He is in favor of this change as with the items gathering on people’s properties it is making the other properties valued less.

With no one else wishing to address the board the Public Hearing was closed.

PUBLIC HEARING CLOSED

Resolution #156 Motion was made by Councilperson Rose, seconded by Councilperson Maier requesting Town Board resolution to close the Public Hearing regarding local law 5 of Year 2017 amending provisions regulating the storage of Unlicensed Trailers in the Town of Hamlin at 6:35. Polled Votes: Councilperson Baxter aye, Councilperson Voelkl aye, Councilperson Maier, Councilperson Rose and Supervisor Peters aye. Motion carried.

Public Hearing was opened for Local Law NO. 6 of 2017 at 6:45 pm. The locations of the fire exits and defibrillator were explained for those present.

A Local Law Amending the Town of Hamlin Zoning Law of 1991 to Modify Regulations Regulating the Open Storage of Junk.

Section 1. Subsection A (“Storage of Junk”) of Section 520-51 of the Town of Hamlin Zoning Code of 1991 is hereby repealed and replaced with the following:

- A. Storage of Junk. Open storage of junk, as “junk” is defined in section 52-9(B) of this chapter, is not permitted in the Town of Hamlin unless the junk is screened by an opaque fence which is not less than 6 feet in height and which is adequate to ensure that the junk is not visible from any adjoining highway or from the ground level of any adjoining property or from the ground floor of any structure on any adjoining property.

Section 2: Effective Date:

This Local Law shall become effective upon filing with the Secretary of State.

PUBLIC QUESTIONS

Cindy Lutwiller – West Wautoma Beach Road submitted the following:

Since August 2012, myself and almost everyone that lives on West Wautoma have expressed our opinions about the storage of junk. Countless emails, face to face conversations, and phone calls, one thing is certain. One person that lives in our area has been allowed to do as he pleases, without any recourse. I have cited word for word codes that I felt had been ignored by the Town Council and one person. I have been told it was my interpretation of those codes that were incorrect.

Today – let’s fix the wording of the code.

It should read plain and simple if you have got crap that is an eyesore to the public, it lowers opinions of the neighborhood or lowers values of assessments, put it behind a fence and keep it behind a fence. Don’t move it all over and think people are stupid and don’t notice. Not a chain fence with diagonal

slots, what was talked about before, only one that can not be seen through. Period and lets not take 5 years to do it and not stored in cars, everything behind the fence.

Mr. Supervisor your remark in the Hamlin Press is only words, you say them but you don't mean them, make it count please.

Scott Hosmer – West Wautoma Road – The items need to be behind a fence not by the road. If we have to live with this then our assessments need to be cut by 25%.

Lynn Boprey – 5779 West Wautoma Road – It is an eyesore that I don't like to look at. How far is the board willing to go if they do approve this law. There is more than just one person that has this issue. What will the consequences be and how do we go from here.

Gwen Comstra – 5688 West Wautoma Road – I do not want junk to be behind fences either. This breeds rats and cats.

Diane Delosh – 5877 West Wautoma Road – I had lunch with friends in Greece and overheard another table of ladies saying how West Wautoma was the dump of Hamlin. I asked them why they thought that as she lives at the end and her place is nice, people are kind unlike the one property that greets people as they come in from Town Line Road.

Jim Carey – 5864 West Wautoma Road – He tried to sell his house a couple years ago and due to the house that they had to go by that looked like a junk yard, no one would purchase his house.

Steve Dool – 5744 West Wautoma Road – I have the same concerns as everyone else. It is an ugly site to go by. We are paying a premium to live where we live on the lake and this has added issues with the value of our properties. This needs to get under control.

Brian Houseman – 5733 West Wautoma Road – I am more concerned with 5721 West Wautoma – there is junk everywhere even though it is vacant. There is a broken down pool and the house is an eye sore. It was used for inappropriate reasons in the past and I know the owners have been sited by Building Inspector Pacelli, however nothing is being done by them.

Shawn Baxter – 33 Hamlin Parma Town Line Road – I am not against the law. I would just like to make sure that whatever laws are passed are not used as someone's personal agenda or vendetta. There are several properties in the Town that this would affect and every single one of them should be addressed not just one singled out. All of the complaints have come from the same one individual. I have gone above and beyond based on the code and what has been asked of me to do to try and make it look good. Other Departments out of the Town have been called and that has been taken care of. No law should be done to harass certain people. It has to be for everyone not just a select few to be picked on. To answer the question about real estate being effected, I have looked at transactions on the websites and there is no proof to support negative property levels or less money used to sell a house. The issue that people should be working on is the Lake levels not junk storage.

Scott Hosmer – I understand if it is for a business and you make money of the junk, however then it should be done on other land for a business like farm land not on a residential street.

A letter from David and Barbara Robbins was handed due to the fact that they could not be present. The letter read as follows: In our absence we would like to express our opinion and concern regarding the junk code. It is our hope that the new junk code would be changed in a manner that would deal with the unacceptable situation on the Baxter's property at the corner of the Lake Ontario Parkway on Townline Road.

With no one else wishing to address the board the Public Hearing was closed.

PUBLIC HEARING CLOSED

Resolution #157 Motion was made by Councilperson Maier, seconded by Councilpersons Baxter and Voelkl, requesting Town Board resolution to close the Public Hearing regarding local law 6 of Year 2017 amending the Town of Hamlin Zoning Law of 1991 to Modify Regulations Regulating the Open Storage of Junk at 7:01.

Polled Votes: Councilperson Baxter aye, Councilperson Voelkl aye, Councilperson Maier, Councilperson Rose and Supervisor Peters aye. Motion carried.

Respectfully submitted,

Michelle D. Johnson
Hamlin Deputy Town Clerk