

Hamlin Town Board Meeting
August 13, 2007

The regular scheduled meeting of the Hamlin Town Board was held in the Town Hall located at 1658 Lake Rd., Hamlin, New York. The meeting was called to order by Supervisor Dennis Roach who explained the location of the fire exits and defibrillator for those present. Everyone present participated in the Pledge of Allegiance to the Flag and a Moment of Silence for all the deceased residents of Hamlin.

Present: Councilperson Michael Marchetti, Councilperson Paul Rath, Councilperson David Rose, Councilperson George Todd and Supervisor Dennis Roach

Also present: Attorney Ken Licht, Highway Sup. Tom Ingraham, Assessor Melanie Fahmer, Code Enforcement Officer B. J. Maier, Planning Bd. Members James Nesbitt, Linda Morey, Tom Jensen, Conservation Bd. Members Tom Breslawski, Aaron LaFaro, Recreation Commissioner Stan Lyons, Don Lewis of Schultz Associates, Residents, Dave Lukas, John and Linda DeRue, Nancy Jennejahn, Paul and Dorothy Lapinski, Andy Simpson, Art McFarlane, Tony Calliari, Don and Sandy Nichols, Kim Spellan, Fran and Jerry Borkholder, Irene Frediani, Ed and Judy Doan, Troy Nesbitt, Renee Cliff, Jack Shevlin, Lori DiAgostino, and Joyce Bender

RESOLUTION OF APPRECIATION FOR MARK PORTER

Supervisor Roach introduced a Resolution of Appreciation for Mark Porter which was unanimously approved by the Town Board.

Resolution of Appreciation

WHEREAS, Mark Porter served as Hamlin Recreation Commissioner from September 2005 through June 2007 and,

WHEREAS, Mark Porter devoted much time and effort on behalf of the young people of Hamlin and,

WHEREAS, Mark Porter supported and promoted the Town's recreational programs and activities,

THEREFORE BE IT RESOLVED, that the Hamlin Town Board, on behalf of the residents of Hamlin, extends its appreciation to Mark Porter for his dedicated, volunteer service and,

FURTHER BE IT RESOLVED, that Mark Porter be furnished a copy of this Resolution which is spread upon the minutes of the August 13, 2007 Town Board meeting.

PUBLIC FORUM

Dave Lukas of 1288 Moscow Rd. read the following submitted report:

HAMLIN WIND TOWER COMMITTEE –AUXILIARY POSITION REPORT

While a final Hamlin Wind Study Committee Report (HWSCR) was presented at the July 30, 2007, there was no final vote on the adoption of the report as a whole as the deadline was at hand. The committee did not have time for a consensus vote due to the time constraints set by the Town Board.

This position paper is required to help show the actual balance represented in our committees final report, since the report handed in was the results of several extremes being blended to arrive at a fair approach to the project. While we as a group strongly support our Committees final draft, this is to show our actual position as did the Minority Report.

This “Auxiliary Position Report” was written by Linda DeRue, Dave Lukas, Andy Simpson and Jerry Borkholder. The first part follows the WTC Charter (WTC) and Objectives. The second part addresses points of contention in the W.T.C. Final Report.

We request the Town Board consider these viewpoints in their deliberations, but most of all, we hope they consider our (W.T.C.) consensus report as well:

I: CHARTER OBJECTIVES

A) WTC OBJECTIVE: Determine what constitutes “best interest of the Town”.

COMMENT: The "best interest of the Town" is to first insure that the safety and health of all of the residents of Hamlin will not be impacted. The installation of commercial wind turbines, as documented in several scientific journals, has many negative health effects, with excessive noise being the primary concern. Maintaining our rural character, as stated as a goal 14 times in the Comprehensive Master Plan does not support commercial wind towers in our rural environment. *An equally compelling case can be made that our Town has more than double the population of any other area with wind turbines either installed or proposed. We have too many people that would be impacted by their presence.*

B) WTCC OBJECTIVE: Assess the general Town opinion regarding wind energy.

COMMENT: The Wind Tower Committee discussed formal surveys of Hamlin residents for their opinions during the April 4th 2007 WTC meeting. The consensus of the committee at the time was that a survey should be conducted; however it was too early in the process to conduct it. It was further agreed that this should be done at the end of our research. *The need for an unbiased survey remains essential to determine what direction the Town should go.*

C) WTCC OBJECTIVE: Determine how industrial wind turbines can contribute to the Town.

COMMENT: The only positive benefit to the Town Of Hamlin is the potential for some

financial gain. The amount of money is based on how the Town would tax the potential wind complex and any other arrangements with the wind turbine developers. There are two main wind turbine developers that have approached the Town -CPV now Iberdrola and Empire State Wind. The amount of potential income from taxes would be a very small percentage of the annual Town's budget. It may be in the Town's best interest to develop proposals from various other wind turbine developers to optimize the Town's potential benefit.

Individual landowners who already have signed lease agreements will stand to gain directly, as will boundary landowners, if other developers are allowed to compete for the wind resources over Hamlin.

D) WTCC OBJECTIVE: Communicate with and visit other municipalities with wind towers.

COMMENT: The Committee had limited discussions with other town governments and no written reports were generated to reference in this report. The imposed time constraints placed on the committee by the current Town Supervisor would not allow the committee to pursue this issue as well as several others.

The committee did however visit multiple tower projects. The web sites for the complexes we visited stated in their literature that the sound levels were almost "undetectable".

This is a gross misstatement of the truth – no it is actually a blatant lie. The decibel recordings at various locations around the sites indicated more than 2 1/2 times the noise level when compared to the natural background noise. *NYS D.E.C. states that any increase of 6 db in the sound level is considered excessive noise. There is much contention throughout NYS as to the problems associated with wind turbine complexes. Litigation is on going throughout NYS due to noise; flicker, wildlife endangerment, loss of view shed, loss of rural character, property devaluation and aesthetics just to mention a few.*

E) WTCC OBJECTIVE: Research and identify benefits associated with industrial wind turbines and determine how to optimally maximize and distribute benefits.

COMMENT: As stated above, the primary benefit is a new source of funds coming into the Town of Hamlin. Although lower taxes due to the new revenue source is a common belief the possibility of this occurring is not likely. Due to the limited amount of funds derived from the industrial wind turbines the actual reduction in Town taxes would be minimal at best. The only other possible benefit to the Town would be through a host community agreement or incentive zoning. This however would be a one-time influx. This possibility should be carefully analyzed since community centers, etc. *have annual costs that must ultimately be supported by the taxpayers of the Town.*

F) WTCC OBJECTIVE: Research and identify negatives associated with wind towers and determine how to mitigate them.

COMMENT: Due to the very nature of the wind turbine complex the only positive would be an additional funding source. The implementation of a positive declaration SEQR 1 form along with a fully sanctioned United States Fish and Wildlife bird /bat survey is

deemed to be essential. The potential site for wind development, as stated by Supervisor Roach in the Hamlin Herald, is in the direct pathway of many migrating raptors ,endangered and threatened species as well as songbirds.

Endangered and threatened birds and bats should not be jeopardized by the construction of commercial industrial wind turbines. Prudent sighting to mitigate wildlife destruction is paramount. *The W.T.C has been criticized for only dealing with the negatives. It should be pointed out that issues such as noise, shadow flicker, effects on wildlife, loss of the rural character, aesthetics, and several others are negative by their very nature. For example since noise is defined as unwanted sound, it is truly difficult to discuss this issue in a positive vein.*

G) WTCC OBJECTIVE: Identify impact of wind towers and wind construction on infrastructure, e.g., protection of road ways, underground lines, landscaping, wells, etc.

COMMENT: Recommendations by the Town of Hamlin Highway Superintendent Thomas Ingraham , were added to the Final Hamlin Wind Study Committee Report. The use of both State and County owned roads would be advised as to limit the impact to the Town roads. We recommend adding a best management practice requirement. The Developer shall post weekly the schedule of deliveries including routes in the Hamlin Herald.

H) WTCC OBJECTIVE: Develop proposed regulations on industrial wind turbines which conform to and reflect the best interests and desires of the Town and submit to Town Board.

COMMENT: Due to the revision of the timing in the WTC Charter by the Town Board at the July 09,2007 meeting, the WTC was not able to fully construct all of the regulations. *The major points in the report have been met* but there remain several others. That responsibility now lies with the Town Board members. The Town Board has given itself little time to generate pass laws due to the panic set by our current Supervisor. A rush that has been experienced only by our current Supervisor. Even our neighbor to the west ,on Aug. 10th 2007 (4 days ago), have extended their moratorium for an additional 12 months. No panic there. It is our hope that the Town Board take the time to insure that they do not stumble in their self imposed rush. Let's let the process play out so that all of the people in Hamlin can be protected. In addition since no Town Board members consistently attended the W.T.C. meetings, if at all, it is unlikely that they can understand the total picture to the degree required to write good legislation. *Therefore the need to adopt the WTC report as written is essential.*

****At this point Supervisor Roach asked Mr. Dave Lukas if the report submitted on July 30th was the final report of the Wind Tower Committee. The answer was yes but that the Wind Tower Committee felt they had a right to submit an Auxiliary Report. The remainder of that report was read by Linda DeRue.**

II. COMMENTS ON THE FINAL HAMLIN WIND STUDY COMMITTEE JULY30 REPORT:

1) NOISE: More time was spent on this than any other issue by the WTC. This was because excessive noise causes both physical and psychological damage. While in our report the noise category was considered by the minority to be the most restrictive in the state, it is our feeling that it is time someone brought some sanity to this issue. Other countries have laws in effect that are far more restrictive than any proposed in our report. It is time, to quote Mark Reeves, “we stopped trying to reinvent the wheel” and started to learn from countries that have far more experience than the U.S. in the area of industrial wind turbines.

a. Audible Mechanical /Aerodynamic Noise – This is a major concern due to the health issues and can only be mitigated through proper setbacks and Db limits. The Final reports states 45Db (+4Db) at the property line is the proposed regulation. This level is supported by both the National Academy of Science and the World Health Organization (WHO). The WHO has a nighttime db guideline of 30 db for sleeping purposes. Due to the high number of residences directly in the area the 45-db limit is essential to maintain the health and safety of the residents.

Please note that this issue in the WTC is a compromise. In our discussions it was felt by some that there should be a zero increase in noise at the property line.

It was and is our own opinion that a 1 year / 4 season study be conducted to establish a *solid* base line from which to judge these matters.

b. Low frequency/infrasonic noise:

Low frequency noise is a real concern for area residences. Although not heard the harmful effects are still just as real as audible sound. New information on this problem is coming forth on a daily basis. This information is referenced in the WTC.

2) SETBACKS: Set backs are the only mitigator for noise and flicker. It is essential that these be stringent enough to protect the citizens of Hamlin, all the citizens. It should be noted that while only one section of Hamlin is currently under consideration that all of Hamlin has the same potential. It is important to realize that the setbacks for both noise and flicker were considered by us to be very minimal and that much greater set backs would have served to offer relief from both noise and flicker. Since the growing trend in Europe is to adopt 1 mile set backs, we felt this also should have been done here. Our report offering 2,640’ for noise and 10 times the rotor diameter for flicker, and 1500’ from roads, was indeed a compromise on this matter.

It should be made clear to all the residents of Hamlin, while only one section of the Town is currently under consideration, 75% of the Hamlin area has the same potential to become an industrial wind turbine site.

It should also be noted that the population density of Hamlin is approximately 4 times that of Fenner. Fenner is the largest site we visited.

3) **EFFECTS ON WILDLIFE:** *Hamlin is located on one of the Country's major flyway for migratory birds. When Hamlin was selected as a potential site for industrial wind turbines the developer considered only the average wind speed. The developers didn't consider the areas importance to migratory birds and bats, they only have thought of the profit margin on the project – the bottom line. Based on current research and not on the older research mentioned by the Minority Report it is our belief that no towers should be built within 5 miles of the lake. However, if an independent comprehensive study were to be done as outlined by the W.T.C., to more clearly define these flight paths we would be most willing to accept their findings. It is ludicrous to believe that ½ mile is adequate to protect both the local and migrating birds, as the Minority Report would have you believe. Kathy Habgood has supplied letters from several highly respected people working in this field and it would be good if both the Minority Report members and the Town Board as well took the time to read them.*

4) **AESTHETICS:** While agreement probably cannot be reached as to whether industrial wind turbines are ugly or not, everyone can agree that they are big, really big. As with any large object placed near a dwelling there can be little doubt that it does indeed have an impact. A mountain is beautiful in the distance but can take on a much different character when 10' from your back door. It is therefore important that we all work together on the placement of these industrial wind turbines if they must come.

5) **FINANCIALS:** As stated in the Minority Report we agree that a financial section of the W.T.C. Report does appear in our final report with estimated returns. Using the current tax codes, supplied by Melanie Farmer, shows that little reserve is present for the reduction of taxes. By the time this is shared with the County and the school districts little will remain. A \$14.00 /person reduction in anyone's taxes won't go far. The only real monetary benefits associated with wind turbines could be in the host agreement or incentive zoning- if it is done properly. We, as in our report, would suggest that public hearings on this matter be conducted to determine the best course of action to pursue so all of Hamlin benefits.

6) **EFFECTS ON PROPERTY VALUES:** The WTC report contains a compromise statement regarding property values. It should be made clear that few comprehensive studies have ever been done.

7) **INDEPENDENT STUDIES:** As in the W.T.C. Report, we again recommend that all studies be conducted by fully independent companies without any ties to any wind company or their subsidiaries.

A point has to be made that all of the suggested regulations in the W.T.C. report are completely defensible in a court of law because these guidelines have been already

enacted at other municipalities. They can be made defensible if the Town wants them to be defensible. If needed we can share their locations w/ Mr. Spitzer.

In our opinion the Town of Hamlin should not proceed with industrial wind turbines in the area selected due the number of immediate neighbors impacted and the impact to the flyways. This does not preclude other areas for consideration. We further request that the WTC report submitted be adopted as is, since it is indeed a compromise report and is not as the Minority Report would choose to characterize it.

The meeting was then adjourned at 7:20 pm to the gym. Supervisor Roach asked if anyone had something to speak on other than something from the wind tower committee. When asked if they could continue, Supervisor Roach made reference to the agenda where the Wind Tower is listed under discussion and that other persons present need to be able to speak.

Irene Frediani of 146 Hamlin Clarkson Town Ln. Rd. asked about the new water district and no fire protection. She didn't know why it is. How much more would it cost to put hydrants in? Supervisor Roach stated this is what he knew. The Clarkson Town Board had a request from the residents along Hamlin Clarkson Tn. Ln. Rd. between Huntington Park going east for water. They did a study and it was found for the number of residents to be too expensive for water for the number of residents to put in a full serviceable water line with hydrants. The Clarkson Town Board made the decision for water quality purposes for those who don't have water to request from Monroe County Water Authority to put in a two-inch line that will provide drinking water but not fire protection. A two-inch line is not sufficient for fire protection. It is a modified district. I don't know if they have contacted you but they will be having hearings as this is a joint district with Clarkson as the administrator.

Supervisor Roach asked if there was anyone else who wanted to speak on other than the Wind Tower, which we will get back to later on. If not the public forum was closed.

PRESENTATION BY SCHULTZ ASSOCIATES FOR HIDDEN CREEK MOBILE HOME PARK WATER LINE

Don Lewis from Schultz Associates was present representing Hidden Creek Mobile Home Park for the continuation of their planned expansion. Going back to 2003 when Morgan Management had an application to expand, Hamlin owned the water system. We have looked at the best cost to improve the system. The Town of Hamlin completed a loop. We have been in contact with the Town Engineer and Monroe County Health Dept. Monroe County Water Authority is to work out the details. The main that runs from Roosevelt Hgwy. will be a dedicated line with mention of no one being able to tie in for a year after. We have been testing the hydrants. The location of the tie in was explained at Roosevelt. Supervisor Roach stated we are discussing whether we are creating a water district or extension. Attorney Licht explained the creation and approval of a district. Councilperson Marchetti didn't agree with residents having to wait to hook up. Councilperson Rose stated once Health Dept. gives their approval residents can hook up.

CREATION OF WATER DISTRICT

Resolution #193 A motion was made by Supervisor Roach, seconded by Councilperson Rath to grant Morgan Management, owner of Hidden Creek Mobile Home Park, located on Drake Rd. the request for extension of the water project at no cost to the Town of Hamlin contingent on submitting a formal petition and approval of Monroe County Water Authority and Monroe County Health Dept. Upon expiration of the guarantee, the line will be dedicated to the Town of Hamlin with the Monroe County Water Authority in charge of the maintenance. Drake Rd. residents at their own expense may access upon approval of Monroe County Water Authority and their guidelines. This is a negative declaration of a Type I action. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

ANNUAL PRESENTATION BY THE PLANNING BOARD

Chairman of the Planning Board Jim Nesbitt made the presentation which was informal as he didn't know he was going to be doing this. For those who don't know there are seven members on the board, which does review all development in the Town of Hamlin. Also present tonight are two other members Linda Morey and Tom Jensen. It has been a quiet year in fact a month ago we had nothing on the agenda. Housing is very slow. We have had very few single-family dwellings going up. We do appreciate the code for very low density. He asked if there were any questions from the Town Board. Supervisor Roach stated he appreciates the efforts of the Planning Board and does appreciate your support of the shoreline residential which will be having a public hearing tomorrow night. Jim Nesbitt made a statement for people in the audience who are buying cottages and troubles with their leach fields. He thanked the Conservation Bd. for their assistance in the shoreline residential and their support.

APPROVAL OF TOWN BOARD MINUTES OF JULY 9, 2007

Resolution #194 A motion was made by Councilperson Rose, seconded by Councilperson Rath to approve the minutes of the July 9, 2007 meeting as presented. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

APPROVAL OF SPECIAL TOWN BOARD MEETINGS OF JULY 30, 2007

Resolution #195 A motion was made by Councilperson Todd, seconded by Councilperson Marchetti to approve the minutes of the July 30, 2007 meeting as presented. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

APPROVAL OF PUBLIC HEARING MINUTES HELD ON JULY 31, 2007

Resolution #196 A motion was made by Councilperson Rath, seconded by Councilperson Todd to approve the minutes of the Public Hearings of July 31, 2007 as presented. Members polled: Councilperson Marchetti aye, Councilperson Rath aye,

Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

AUTHORIZATION OF PAYMENT OF BILLS FROM THEIR RESPECTIVE FUNDS

Resolution #197 A motion was made by Supervisor Roach, seconded by Councilperson Marchetti to approve the payment of bills from their respective funds as presented.

MONTHLY TOTALS			ABSTRACT	8
<u>ACCOUNTS</u>	<u>VOUCHER#</u>	<u>AMOUNT</u>	<u>ACCOUNT TOTALS</u>	
General	950	2870.00		
	953-956	2704.11		
	964-965	882.38		
	972	197.51		
	998-1068	26588.5		
	1077-1079	129.76		
	1080	2500.00		
			\$ 35,872.26	
<hr/>				
Library	948	10.86		
	957	44.88		
	966-968	377.82		
	1069-1076	4281.37		
			\$ 4,714.93	
<hr/>				
Highway	970	43.40		
	980-997	24896.01		
			\$ 24,939.41	
<hr/>				
Sewer	958-959	76.12		
	969	42.58		
	974-979	1504.36		
			\$ 1,623.06	
<hr/>				
Consolidated			\$ -	

Huntington Park			\$	-
Trust				
	949	1775.86		
	961-963	1956.59		
	971	19270.64		
	973	1655.34		
			\$	24,658.43
Light				
	960	978.76		
			\$	978.76
Hamlin Walker			\$	-
Wiler Rd.#2			\$	-
GRAND TOTAL:			\$	92,786.85

Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

TRANSFER OF FUNDS

Resolution #198 A motion was made by Councilperson Rose, seconded by Councilperson Rath to approve the transfer of funds as follows:

FROM A/C	TO A/C	AMOUNT
A1990.4 – Contingency	A1310.1 – Dog Control Salary	\$1,2000.00

Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

Supervisor’s Monthly Report acknowledged and filed.

CORRESPONDENCE

1. Correspondence:

- a. A letter from Supervisor Roach to Mr. Donnelly RE: Court Records.
- b. A copy of a letter from Time Warner RE: renewing their agreements.
- c. A copy of a letter from Attorney Licht to Bell Atlantic RE: their lease.
- d. A copy of a Hawk Migration Assoc. Of North America newsletter.
- e. A copy of Local Law # 8-2207 being filed at the Department of State.
- f. A letter from Stan Lyons, Chairperson of the Recreation Commission requesting the re-appointment of Diane Hennekey for a 5 year term.
- g. An e-mail from Ms. Bender RE: Wind Towers.
- h. A copy of a letter from Ms. D'Agostino RE: Wind Towers.
- i. A copy of a letter from Verizon Wireless RE: the agreement between the town of Hamlin and Verizon.
- j. A copy of a letter from Frances Wilcox Clarkson Town Clerk RE: speed limit on Clarkson Hamlin Town Line Road between Lake Road and Drake Road.
- k. A copy of the Empire State Development Request for proposal to Restore New York round 2.
- l. A letter from Iberdrola RE: change of name from CPV Wind Hamlin, LLC.
- m. A copy of a letter from Association of Towns: RE Article X.
- n. A copy of the Hamlin Library Board of Trustees minutes of 7-11-07.
- o. A Thank you from Missing and Exploited Children for letting them come to the Meeting of July 19th.
- p. A copy of the Press release for Lifetime Assistance ground breaking event.
- q. A copy of a letter from Attorney Licht RE: Sex-Offender-Free-Zone.
- r. A copy of a letter from Attorney Lamb RE: flicker and strobe effects of wind towers.
- s. A copy of a letter from Attorney Wilcox RE: 3 Railroad Ave.
- t. A copy of the Recreation Commission Meeting of 7-10-07.
- u. A copy of an e-mail Tricia Nesbitt RE: Wind Tower Committee.
- v. A copy of an e-mail from Kathy Habgood RE: WTC.
- w. A copy of a letter from Old Bird, Inc. RE: birds and Wind Towers.
- x. A copy of a letter from DOT RE: Clarkson Hamlin Town Line Road and lowering the speed limit.
- y. A copy of letter from Supervisor Lemcke RE: Planet Aid.
- z. A copy of an e-mail from Dave Walch, Conservation Board Chair to Town Board RE: Truelson Sub.
- aa. A copy of an e-mail RE: 2007 State Equalization rate.
- bb. A copy of the Assessor's report for the month of July 2007.
- cc. A copy of the proposal from General Code for codification of the town code.
- dd. A copy of an e-mail RE: renting wall space.
- ee. A copy of an e-mail from Troy Nesbitt RE: Meeting with Senator Maziarz.

- ff. A copy of the Building Inspectors monthly report for July 2007.
- gg. A copy of the July 10th Walker Fire District minutes.
- hh. A copy of Paul Lapinski's e-mail RE: Wind Towers.
- ii. A copy of a letter to Linda DeRue RE: Wind Tower Committee.
- jj. A copy of a letter to Mr. Lamb RE: Kingsbury.
- kk. A copy of a letter from Time Warner RE: price increase.
- ll. A copy of the DCO report for the month of July 2007.
- mm. A copy of the Monroe County Referral fro the Rezoning on Walker Lake Ontario Road.
- nn. An e-mail from Patrick Himmier, Maven Technologies, LLC RE: Recycling event.
- oo. A copy of a resolution for the Tantalo Sanitary Sewer District from the Town of Clarkson.
- pp. A copy of a Monroe County Health letter RE: Hidden Creek Main Project.
- qq. A copy of an invitation from Attorney General Cuomo RE: New York's, "Know your Rights".
- rr. A memo From Supervisor Roach RE: the Rezoning of Walker Lake Ontario Road & Brick Schoolhouse Road.
- ss. Letter to Supervisor Roach from Robert McKinney
- tt. Letter to Kathy Habgood from GVA Society
- uu. Comments from Paul Lapinski and copy of Kendall moratorium
- vv. Copy of e-mail from Tammy Piccirillo to Kim Spellan

RE-APPOINTMENT OF DIANE HENNEKEY TO THE RECREATION COMMISSION

Resolution #199 A motion was made by Councilperson Rose seconded by Councilperson Rath to re-appoint Diane Hennekey to the Recreation Commission for a 5-year term effective August 1, 2007 with her term to expire on August 1, 2012. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

ESTABLISHMENT OF THE ROOSEVELT HGWY. WATER DISTRICT NO. 2

Resolution #200 A motion was made by Councilperson Rose, seconded by Councilperson Marchetti to establish the Roosevelt Highway Water District No. 2 as follows.

WHEREAS, a formal petition for the Establishment of the Roosevelt Highway Water District No. 2 dated June 12, 2007, was presented to the Town Board, and

WHEREAS, said petition met the requirements set forth in Section 191 of the Town Law, and

WHEREAS, a resolution was duly adopted by the Town Board on the 9th day of July, 2007 reciting the submission of said petition, the boundary description of the proposed district and the estimated amount proposed to be expended for the improvements and the estimated costs to typical single family residences, and specifying July 31, 2007 at 6:00 p.m. as the time and the Town Hall in the Town of Hamlin as the place where the said Board would meet to consider the petition and to hear all persons

interested in the subject thereof, and

WHEREAS, such resolution was duly posted and published as required by law, and

WHEREAS, a public hearing in the matter was duly held by the Town Board on July 31, 2007 at 6:00 p.m. at the Town Hall, and discussion upon the matter having been had and all persons desiring to be heard having been duly heard,

NOW, upon evidence given upon such hearing and upon the motion of Councilperson Rose and seconded by Councilperson Marchetti it is

RESOLVED AND DETERMINED that the notice of hearing was published and posted as required by law, that the petition was signed and acknowledged as required by law and is otherwise sufficient, and that all the property and property owners within the proposed district are benefitted thereby, and all the property and property owners benefitted are included within the limits of the district, and it is in the public interest to grant the relief requested in the petition by creating the Roosevelt Highway Water District No. 2, and it is further

RESOLVED AND DETERMINED that the maximum amount to be expended for the establishment of said Water District, including the construction of the water system including the cost of land, engineering fees, legal fees and other expenses, shall be \$237,535.75 and shall be financed by a contribution from the Monroe County Water Authority of \$122,829.40 and the balance of \$114,706.35 by serial bonds with a maturity not to exceed thirty (30) years, with the cost of the system to be levied on a benefit basis, and it is further

RESOLVED that the cost per typical single family home is estimated to be \$503.00 per year for capital construction, operation and maintenance, and it is estimated that water consumption based upon current water rates, is \$200.00 per year and that the water meter charge of the Monroe County Water Authority for a water meter is \$43.80 per year, for a total projected annual cost per unit of \$746.80, and it is further

RESOLVED that the Town Clerk shall file a certified copy of this resolution, in duplicate, at the Office of the State Department of Audit and Control at Albany, New York, together with an application, in duplicate, for permission to create this district, which application shall be executed by the Supervisor of the Town.

Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

APPLICATION TO THE STATE COMPTROLLER TO ESTABLISH THE ROOSEVELT HIGHWAY WATER DISTRICT NO. 2

Resolution #201 A motion was made by Councilperson Rath, seconded by Supervisor Roach approving the application to the State Comptroller for permission to establish the Roosevelt Highway Water District No. 2.

WHEREAS, the Town Board of the Town of Hamlin directed the Town Supervisor with the assistance of the Town Attorney to prepare an Application to the State Comptroller's Office to establish the Roosevelt Highway Water District No. 2, and

WHEREAS, the Town Board has reviewed the Application and believes the contents to be accurate, and

WHEREAS, the Town Board has determined that the proposed district for which permission is sought is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof, and

WHEREAS, the cost of the proposed district will be assessed against the real property within the benefited area, all such property to be assessed will be benefited and no benefited property has been excluded; it is

RESOLVED AND DETERMINED, that the Town Board of the Town of Hamlin approves the Application and all related, relevant, and required documentation authorizing the creation of the Roosevelt Highway Water District No. 2.

Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

SEQR DECLARATION FOR AMENDING SECTION 125-18 (A)(3)

Resolution #202 A motion was made by Councilperson Todd, seconded by Councilperson Rose that upon review of the SEQR Law a negative declaration of an Unlisted Action be determined to amend Chapter 125 of the Town of Hamlin Zoning Law of 1991, by amending Section 125-18(A)(3) to add new subparagraph “g” permitting Shooting Preserve. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

SEQR DECLARATION FOR AMENDING SECTION 125-50(C)

Resolution #203 A motion was made by Councilperson Todd seconded by Councilperson Rath that upon review of the SEQR Law a negative declaration of an Unlisted Action be determined to amend Chapter 125 of the Town of Hamlin Zoning Law of 1991, by amending Section 125-50 (c), entitled “Farm Animals, Required Enclosures and Fences, to add subparagraph “g” to provide for Domestic Game Birds on Shooting Preserves. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

APPROVAL OF LOCAL LAW #9 AMENDING CHAPTER 125-18 AND 125-50

Resolution #204 A motion was made by Councilperson Marchetti, seconded by Councilperson Rath to approve Local Law #9 to amend Chapter 125-18(A)(3)(g), Shooting Preserve and new Section 125-50(C)(1)(a)(3), Domestic Game Birds on Shooting Preserves. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

AUTHORIZING NATIONAL GRID TO INSTALL A LIGHT AT FAWN MEADOW AND HAMLIN-CLARKSON TOWN LINE RD.

Resolution #205 A motion was made by Councilperson Rose, seconded Councilperson Rath to authorize National Grid to install a 100-watt, high –pressure sodium lamp and luminaire on a pole at the intersection of Fawn Meadow Dr. and the Hamlin-Clarkson town Line Road at an annual estimated cost of \$120.00. Members

polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

SURPLUS EQUIPMENT TO AUCTION

Resolution #206 A motion was made by Councilperson Marchetti, seconded by Councilperson Rose to authorize the Highway Superintendent to send to the auction as surplus equipment a 1993 Air Flow Salt Spreader. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

AUDIT OF TOWN JUSTICES RECORDS

Resolution #207 A motion was made by Councilperson Rose, seconded by Councilperson Marchetti acknowledging that per Section 2019-a of the Justice Court Act, the required audit of the Town Justices' records and dockets was conducted. Members polled: Councilperson Marchetti aye, Councilperson Rath abstain, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

DISCUSSION

Item f Wind Tower Committee report and recommendations. Supervisor Roach reopened the public forum.

Jack Shevlin of Redman Rd. asked Supervisor Roach to share with him the determining factor on what is best for the town. Supervisor Roach stated I think you will hear that tonight when we get into the discussion.

Ms. St. John of 1203 Redman Rd. We had a windmill on Moscow Rd. across from the park. He had to take it down as it came to the Town Board. I am surprised there is nothing on the books. I know we are now talking Industrial towers. I think you are opening a pandora's box. Supervisor Roach stated I can't tell you why it was taken down but we do have residential wind towers in our zoning code for towers no higher than 50 feet. She asked about a noise ordinance around those individual towers.

Kathy Habgood of Cook Rd. stated she had a couple of letters she would like to enter into the record which she read and are now listed as correspondence:

- ss. Letter from Robert G. McKinney to Supervisor Roach opposed to wind towers within five miles of Lake Ontario shoreline due to a migratory pathway.
- tt. Letter from June Summers, President of Genesee Valley Audubon Society, to Kathy Habgood who stated the best way to reduce the impact of wind turbines on birds and bats is to site the towers away from known migratory routes therefore the Board of Genesee Valley Audubon Society firmly believes that no towers of any kind, wind turbines or not, should be built within five miles of the south shore of Lake Ontario.

Letter from Gerald Smith was read that opposes towers of 200 feet within three to five miles of shoreline would be detrimental to wild life. This letter was not provided for the record.

Last letter read is already listed correspondence w. from Mr. Evans of Old Bird, Inc.

Mrs. Lapinski of Redman Rd. Will we see the PILOT program before a public hearing? Supervisor Roach stated when we receive it then it will be available. Mrs. Lapinski would like the people to look at the CD of Tug Hill.

Paul Lapinski of 417 Redman Rd. read a statement concerned about the way the Town Board is trying to rush laws into place and Kendall's Local Law to extend their moratorium. Correspondence uu. Supervisor Roach asked Mr. Lapinski what effect a towns moratorium will have on a State law that is enacted? Mr. Lapinski stated I don't know what a state law will have, but I do know it will give you guys enough time to do the job you started out to do. I don't think you need to rush this. I have talked with Senator Maziarz and Assemblyman Hawley and they don't see the urgency that you have put on this.

Supervisor Roach stated, he did not think we would be able to exempt a State Law with a local moratorium. The fact that a town such as Kendall has extended its moratorium is fine, ours is until January 2008. If a law is enacted in the interim the moratorium has no grounds in keeping that State law from being enacted. Mr. Lapinski stated so what you are saying is you got to rush and get something in place. Supervisor Roach stated that has been my point all along, to get something in place. In regards to your point, the property owner is not affected either way. The property owner has a land agreement. If Article X goes in and the State takes over the citing, we have no say in what goes in and where. We have no interest. If we start now we are looking at the end of the year to get something done. Mr. Lapinski asked why did you get rid of the Wind Tower Committee when they could still be working on the laws. Why aren't you working as a group? Supervisor Roach asked Linda DeRue, did you get my letter that told you to continue on. Linda DeRue stated, we don't have a secretary and we don't know our status. Supervisor Roach asked is there any other input?

Tony Callari of Cook Rd. asked if this so call PILOT program or money the towns says it going to get have anything to do with the Community or Senior Center? If it doesn't, how are you going to pay for it anyway as 90% of the town doesn't want it anyway. Councilperson Rose said nothing is going on with the Community Center and the Wind Tower. We have been talking also with the Library. One thing we are doing is getting all the information from Recreation and Library and put it all together with the help of an architect. Then we go to the public with a hearing to see if the residents want to go into the debt by a referendum.

Linda DeRue asked about 180 days for laws to be effective. Attorney Ken Licht stated that often the law will state an effective date of 180 days but there is no law that says 180

days. The State law must state the effective date. Troy Nesbitt mentioned the public service laws of 180 days. Troy Nesbitt asked if anyone is following the politics in Albany and they are not talking anything. They are forming committees to go after the Governor so everything has come to a halt. Supervisor Roach stated he could only go by what Senator Maziarz and Assemblyman Hawley stated to me, that there would be some action taken on Article X by the end of the year and the end of year is four months away. Troy Nesbitt stated things change daily there and asked are you keeping up on what is going on. Attorney Licht explained the permissive referendum and possibility of a public vote when it was asked about if the residents could vote.

Matt MacDonald of Cook Rd. stated he hoped when you are thinking of regulations you are careful.

Tricia Nesbitt of Cook Rd. brought up the issue of property values and what would happen. Supervisor Roach stated that he would agree with the Wind Tower Committee Report, which states there has not been enough studies.

Kim Spellan of Morton Rd. talked about property values and read an e-mail from the Piccirillo's into the record regarding the recent sale of their house and that Wind Mills did make our decision to move. See correspondence vv.

Renee Cliff of Redman Rd. stated the Wind Tower Committee filed their report on July 30, 2007 and recommends an EAF Study. I need to stress the importance that be done. A study of ground water is an important issue as we are all on wells. We have visited three wind farms to get the pro's and con's. One place wind turbines are up on hills while the homes are in the valley. Councilperson Rose stated he and his wife have visited a wind farm also.

Paul Lapinski asked for clarification on the Wind Tower Committee. Supervisor Roach stated that would be discussed later on when we complete the public forum.

Ms. St. John of Redman Rd. asked if the wind turbines would stop the people from going to Hamlin Beach State Park. Is that going be a turn off from visiting the park? Supervisor Roach believed the Wind Tower Committee Report made a statement that could be a possibility

Lori D'Agostino of Redman Rd. asked about a rumor that if the Wind Turbines were there that a tourist attraction would be across the street from her house with school groups. Supervisor Roach stated he is not aware of any plans. Dave Lukas added that Fenner has a billboard as an educational site and no trespassing signs. Lori D'Agostino asked who would decide on whether we have wind turbines. Councilperson Rose explained the process of the proposed law and public hearings that would need to be held. Councilperson Todd explained the Town Board develops the regulations.

Mary Callari of 676 Cook Rd. asked for further explanation on the Article X superseded.

Supervisor Roach stated that it could also be grandfathered; we do not know. Mary Callari followed up with why stop the Wind Tower Committee from doing their research. Supervisor Roach again explained the desire by the board to get defensible code in place prior to the passing of Article X so if there is an opportunity to be grandfathered. There are no guarantees.

Andrew Simpson of 1246 Moscow Rd. asked that the Town Board during this process be very transparent with open workshops. Supervisor Roach stated he could guarantee that everything will be done in accordance with the open meeting law.

Matt MacDonald mentioned the Article X with the Supervisor stating once again the loss of control. Supervisor Roach stated we are starting to repeat the questions. Dave Lukas mentioned the community center and the stat's on whether they do or don't want a center. On Article X, if it does come in, why are we assuming a possible location that the State will heavy-handedly put them there. Supervisor Roach stated the intent in implementing is to allow the town to say where they go or don't go. Follow up question of Mr. Lukas was how much do we budget for litigation. Supervisor Roach gave estimate budgeted for litigation and insurance.

Councilperson Rose mentioned the meeting held by the Exploratory Committee was at their request as they have been working on that for four years. Councilperson Rath stated that the community center has been on going discussion since 1996.

Amanda MacDonald asked about a rumor on the promise of free electricity. Supervisor Roach once again stated that this is just rumors. Several persons commented on the rumors. Supervisor Roach then stated that is why we have public forums. We can make the statement right now that this is just a rumor on the town getting free electricity. Councilperson Rose spoke on the town and having no contact. We have no idea what would be proposed by a developer.

Jerry Borkholder asked what the Supervisor means by defensible legislation. At this time a conversation was held between Supervisor Roach, Attorney Licht and Mr. Borkholder on the fact the law needs to be able to be defended. Councilperson Rose pointed out the fact that the town can be sued by a developer with mention of a past case at the corner of Rt. 19 and Rt. 18. Dave Lukas stated he can provide 24 pages on the location of other regulations in the State or in the Country that are on the books to the Town Board, Attorney Licht or Mr. Spitzer. Public forum was then closed at 8:50 pm.

DISCUSSION

Further discussion on item f.

Supervisor Roach mentioned he received an e-mail that afternoon from Linda DeRue in which she asked for Town Board's questions. He didn't know if Town Board had a chance due to the short notice to respond. Supervisor Roach had submitted his questions and asked if she was prepared to answer any. Linda DeRue stated that Jerry Borkholder

and Stan Lyons are going to work on some questions for a survey. I still need a clarification is the Wind Tower Committee still an official committee. Supervisor Roach said, we are still under discussion on the report and would like answers to the questions we have. Linda asked for a workshop to just discuss this issue. Discussion was held on scheduling a possible workshop with Town Board, Committee and any Support Board members.

SCHEDULING A WORKSHOP

Resolution #208 A motion was made by Councilperson Rose, seconded by Councilperson Todd to schedule a workshop with the Wind Tower Committee, Town Board and Support Board Members for August 28, 2007 at 6 pm. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

Councilperson Rose inquired on how the workshop was going to be conducted so things did not become complicated. The Auxiliary Report will be provided to the clerk to be put on the website by the 20th. Linda DeRue set a deadline of August 20th for any questions to the Committee so they can be answered. In discussion on the format for the workshop, Linda felt the public would like the opportunity to comment as they do for one hour at the beginning of their meetings. Six to seven will be the comment period prior to the meeting.

Supervisor Roach read the following statement and provided it to Linda DeRue.

It is reported that members of the wind tower committee, including the Chair, and others are petitioning for election to Town offices via a third party. While I support anyone's desire to seek office, I think it's important that the public is aware of it. The Chair of the Wind Tower Committee, in that position, has taken the opportunity to verbally and in print chastise me, members of Town Board and others, because of action we took regarding the committee and Article 10. As was clearly stated at the Special Town Board meeting on July 30 and publicly on other occasions, I recognized that the action taken would be criticized but stood by the decision in the best interest of the Town to ensure that local control is not preempted because we failed to enact regulations in time. I still stand by that decision.

I readily accept criticism for any of my actions. However, I think it is deceitful to the public and unfair to this Town Board who appointed you to use the platform as Chair of the Wind Tower Committee as a pulpit to promote one's personal and/or political ambitions. It's fine to criticize Town Board policies. However, the public should be aware that your criticisms and attacks could be to discredit us and are in fact politically motivated.

I have been falsely accused of having a personal agenda or achieving personal gain by several members of the wind tower committee, including two, who I understand are seeking office. I have nothing personally to gain or lose from wind towers. The same

may not be true about some wind tower members with both potentially political and special interest group interests at stake.

I welcome an open election. However, I question the ethics and honor of those who promote their political agenda under any other guise.

I ask the Chair of the Wind Tower Committee in the future to publicly clarify herself and, if petitioning for office, to so state in any subsequent public statements so that the public is not being deceived and that a better judgment can be made of your true motivations.

DISCUSSION

Item a: Town Supervisor Roach stated there is an application for rezoning of 81.8 acres, Tax Account #022.02-2020, in the vicinity of Walker Lake Ontario and Brick Schoolhouse Rd. from R-VL to R-L1. The public hearing was held on July 31st. The comments from Monroe County have been received. Their comments stated that the rezoning parcels needs to be consistent with the Town of Hamlin's Comprehensive Plan and that a clear written record be developed to describe how the rezoning will promote the goals and objectives of the comprehensive plan. Correspondence rr is that written record. Supervisor Roach stated he has distributed the citing of pertinent goals and policies of the comprehensive master plan, which are supported, promoted and/or achieved by the proposed rezoning. The environmental information noted in the County's comments will be addressed with the actual development plans submitted to the Planning Board.

The board members were asked for their comments. Councilperson Rath stated he would like to approve the request with mention that some of the comments/concerns of the County would be looked at, at the time of development itself. Councilperson Rose stated the Planning Board saw no problem with rezoning. The board discussed the rezoning and development with the Chairman of the Planning Board noting it meets the concept of the Master Plan and it appeared something the Planning Board could work with.

APPROVAL OF RE-ZONING OF TAX ACCOUNT #22.02-2-20 FROM RVL TO RVL-1 Local Law #9-2007

Resolution #209 A motion was made by Councilperson Marchetti, seconded by Councilperson Todd to grant approval to amend the Town of Hamlin Zoning Map by Local Law #9-2007 by re-zoning of Tax Account #022.02-2-20 from RVL to RVL-1 as the request is consistent with the adopted Town of Hamlin Master Plan and that the rezoning promotes the goals and objectives of that plan. According to the SEQRLaw, this is a negative declaration of an Unlisted Action. Members polled: Councilperson Marchetti aye, Councilperson Rath abstain, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

DISCUSSION

Item b Supervisor Roach stated the request for a Sanitary Sewer Out of District has been made. We have received a copy of the Clarkson Town Board resolution establishing the sanitary sewer district. Supervisor Roach explained the administrative costs. Councilperson Rath asked whether it would be appropriate to establish a “cost plus fee?” Attorney Licht indicated that this could be done. It was further discussed that the out of district fee should be “cost plus \$100”. The current cost sewer fee for in-district residents is \$44. By making this “cost plus \$100” we don’t have to change the out-of-district fee everytime the in-district cost is increased.

OUT-OF-SANITARY SEWER DISTRICT FOR TANTALO

Resolution #210 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti to establish an out-of-district sanitary sewer fee of “ cost plus” of \$100.00 for the Tantalo Sanitary Sewer District. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

DISCUSSION

Item c Town Board received a petition to a establish water district on Brick Schoolhouse Rd. between Hamlin-Parma Town Line Rd. and the Walker Lake Ontario Rd. Assessor Melanie Fahmer verified the number of signatures on the petition met the requirement.

AUTHORIZING THE TOWN ENGINEER TO DRAW MAPS AND PLANS

Resolution #211 A motion was made by Councilperson Todd, seconded by Councilperson Rose to approve the Town Engineer to prepare the maps and plan for the Brick Schoolhouse Water District located between Hamlin Parma Town Line Rd. and Walker Lake Ontario Rd. Members polled: Councilperson Marchetti abstain, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

DISCUSSION

Item d Supervisor Roach stated that a request has been received from Maven Technologies to conduct a free, computer and electronic equipment recycling event. (Correspondence nn) 11 Other towns are planning to use this service. Highway Sup. Tom Ingraham and Supervisor Roach discussed perhaps doing it with the fall pickup. Councilperson Rath stated that Maven Technologies should provide a copy of their insurance and sign a “hold harmless” agreement.

APPROVAL OF MAVEN TECHNOLOGIES ONE DAY RECYCLING EVENT

Resolution #212 A motion was made by Councilperson Rath, seconded by Councilperson Marchetti to allow Maven Technologies to conduct a one-day, free

recycling event to collect , computer and electronic equipment. Members polled: Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye, and Supervisor Roach aye. Motion carried.

DISCUSSION

Item e Supervisor Roach stated that while doing research on what the town could do to better protect the community and particularly the children, in regards to registered sex offenders, I have had the Attorney look at establishment of a sex-offender-free child protective safety zone law. The board discussed the high-risk areas. Councilperson Rath mentioned the location of the high-density area's as we don't have a school or community center. Attorney Licht is going to draw up a local law to address the issue. It will be reviewed in September.

Discussion on the proposed quote from General Code Publishing. Attorney Licht stated that using the codes off the internet are sometimes difficult. To have the codes on the website and putting them on a disk, Councilperson Rath will work with the Town Clerk.

REPORTS

Highway Sup. Tom Ingraham reported on the following:

- We are doing a lot of County work.
- Worked on the back parking lot.
- Lake Breeze Lighting. Inquiry on lighting in the neighborhood since the sex offender meeting. Working with National Grid. A lighting district will need to be formed.

Councilperson Marchetti reported on the following:

- Hilton Fire Dept. working on new house.
- Hamlin Volunteer Ambulance is having a fund drive.

Councilperson Todd reported on the following:

- Recreation. The Community Center Exploratory Committee worked hard for four years gathering the information.

Assessor Melanie Fahmer reported on the following:

- All but one fire district has been in for the numbers so they may start on their budget for next year.
- We will be taking new STAR applications after September 1st. Any of those who have received a letter on the STAR rebate, the Seniors checks are to be in the mail August 27th. The State is still on schedule. Basic STAR will have to apply. The letter you will use is coming from Dept. of Taxation and Finance and they are going out on the 20th and tied to the assessment roll. You can apply by paper or on-line.

Councilperson Rath reported on the following:

- Conservation Bd. minutes, I'd like to point out that the lady who spoke during the public forum is from SUNY Brockport, has good credentials and is a good source for research.
- Walker Fire Dept. did adopt the Code of Ethics. Budget will require a public hearing.

Councilperson Rose reported on the following:

- Planning Bd. – The Community Center was passed for Hidden Creek Mobile Home Park with stipulations and Section 6 with 66 lots.
- Planning Bd. also scheduled public hearing for Gene Eichas of Orchard St. to operate a custom sausage endeavor.
- Library Trustees will be meeting on Wednesday.
- August 28th is the Senior Picnic at Hamlin Beach and the Town Officials will be cooking for them.

Supervisor Roach reported on the following:

- In response to a number of complaints on the ATV's driving around town, the Sheriff's Dept. is patrolled the area on a f-wheel ATV for the next four days. Our CEO identified several of the violators and reported them to the Sheriff.
- Regarding the Planet Aide yellow boxes request for drop-offs, it has been covered by CBS and there is some question on where the profit's go. Some of the stores, which allowed the boxes, have found later on it is difficult to get them removed.
- Justice Court Assistant Program has an August 31st deadline so this is the time to get the grant in.
- The 2008 budget schedule has been distributed. August 28th deadline. September 11th workshop, September 30th filing the tentative budget, October 2nd Town Board Workshop, and at the October 9th Town Board Meeting will call for a public hearing. October 23rd a workshop is needed with October 29th public hearing followed by a special town board meeting.
- Reminder that Tuesday evening, August 14, 2007 at 6 pm, a public hearing is scheduled on Shoreline zoning changes.

Supervisor Roach asked if there was anything else. Councilperson Marchetti wanted to discuss the Wind Tower Committee to make sure we are all on the same page. He thought we had received their final report and they were told they could meet informally and provide any further information. If they want to meet informally on the 21st, the clerk can check if the room is available. August 28th the Support Boards will be invited to attend a meeting with Town Board and Wind Tower Committee.

ADJOURNMENT

A motion was made by Councilperson Todd, seconded by Councilperson Rose to adjourn the meeting at 9:50 pm. Members polled, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Councilperson Todd aye and Supervisor Roach aye. Motion carried, meeting adjourned.

Respectfully submitted,

Kathi A. Rickman, RMC/CMC
Hamlin Town Clerk