

**Hamlin Town Board Meeting  
November 8, 2010**

The Hamlin Town Board held their regular scheduled meeting in the Hamlin Town Hall located at 1658 Lake Road, Hamlin, New York. The meeting was called to order at 7:04 pm by Supervisor Terry. The location of the fire exits and defibrillator was explained for those present.

Present: Councilperson Thomas Breslawski, Councilperson Craig Goodrich, Councilperson Paul S. Rath, Councilperson David Rose, Supervisor Peter Terry.

Also present: Attorney Ken Licht; Code Enforcement Officer Lee Nettin; Highway Superintendent Steve Baase; Schultz Associates Engineer Patrick Laber; Planning Board Member Tom Jensen; Conservation Board Members Jason Baxter; Zoning Board Chairperson Norman Baase; Library Director Kay Hughes-Dennett; Library Trustee George Bott; Residents: Carol Behm, Pamela Leverenz, Tim Latina, Deb Kramarsyck, Karen Kramarsyck, Rod Zulkosky, Nancy Jennejahn, Bob Kruger, and Lloyd Lochner.

**RESOLUTION OF SYMPATHY FOR DAISY LEVERENZ**

**Resolution # 206** Unanimously approved.

**RESOLUTION OF SYMPATHY**

WHEREAS, Daisy Leverenz was a longtime resident of the Town of Hamlin, and

WHEREAS, Daisy Leverenz served as Hamlin Town Historian in the years 1966 through 1969, and

WHEREAS, Daisy Leverenz loved her service as Historian, enthusiastically delving into the past history of the town and its people, and

WHEREAS, Daisy Leverenz served her community in many other ways through her church activities and as a farmer's wife,

THEREFORE BE IT RESOLVED, that the Hamlin Town Board through this Resolution extends its sympathy to the entire Leverenz family upon her passing on behalf of the grateful residents of the Town of Hamlin, and

FURTHER BE IT RESOLVED, that the Hamlin Town Board decrees that the family be furnished a copy of this Resolution, which is spread upon the minutes of the November 8, 2010 Town Board Meeting.

**PRESENTATION BY HAMLIN ZONING BOARD OF APPEALS**

Norman Baase, Zoning Board Chairperson presented the following:

The Zoning Board operated as a 5-member Board in 2010. The Chairperson Norman Baase is up for re-appointment in 2011. The Board will continue to meet the needs of the residents as a 5-member board.

For the 2010-year the Zoning Board of Appeals has reviewed several applications for variances for new builds, garages, additions, barns, sheds and keeping of animals. The Board conducts on-site inspections

for every application prior to the Public Hearings. At that time the Board reviews the variance criteria for each proposed project. It is then determined if the variances can be granted and if conditions should be imposed with the variance. At the Public Hearing the concerns of the neighbors and other residents are taken into consideration. The Board tries to benefit the applicant while maintaining the health, safety and welfare of the community.

In 2010 the Zoning Board of Appeals has made 16 variance determinations to date. One application was denied to date in 2010. The Board continues to work with the Planning Board and receives input and comments from Monroe County, the Building Department and the Conservation Board for all applications prior to making a determination.

#### **ACCOMPLISHMENTS:**

Each Board member has met their required 4 hours of training for 2010. The members find the in-house training to be both accommodating and beneficial.

Several members of the Zoning Board continue to participate in the Zoning Workshops and look forward to working with the Town Board and other Boards to maintain a workable code for the Town and its residents.

#### **GOALS:**

The goals of the Zoning Board of Appeals for 2011 are to have all members meet their required 4 hours of training to continue their education and knowledge. The Zoning Board will continue to have good communication and work together with the Building Department, the Planning Board, the Town Board and the Conservation Board. They will continue to attend the Zoning Workshops when they resume, to achieve a fair and workable code for the Town. The Zoning Board will continue to strive to only allow variances that will better the community while continuing to maintain the health, safety and welfare of the Town and its residents.

#### **RECOMMENDATIONS:**

1. Develop a workable code for the lakeshore that would eliminate the need for numerous variances.
2. To have more in-house training workshops available. This is a benefit to the members and a savings to the town for mileage and training costs.
3. To simplify things and make it easier and more convenient for the residents.
4. Monitor the County regarding response time on referrals. They frequently do not get back to us within the proper time, therefore votes cannot be taken.

The Zoning Board would like to thank you for this opportunity to share our thoughts and experiences with you tonight.

Councilperson Rose suggested that when sending things to the County, they could send it by certified mail or fax, stating the date it is due back so that the County cannot go beyond the 30 days.

Councilperson Rath stated that on the waterfront zoning, it is a highly sensitive area and we have been trying to look at that for years. I have become more and more of the opinion that why not have that extra board take a look at it and allow or deny the variances. Because it is such a highly sensitive area and there are no two parcels that seem to be alike down there, I don't think we will ever find zoning to fit that. I think it's something we will have to deal with on the waterfront. That extra level of scrutiny by the Zoning Board with the Public Hearings has turned out to be a good thing.

**PUBLIC FORUM**

Supervisor Terry reminded all those present of the rules of Public Forum and opened the Public Forum. No one wished to speak.

**APPROVAL OF REGULAR TOWN BOARD MEETING MINUTES OF OCTOBER 12, 2010**

**Resolution # 207** Motion was made by Councilperson Rose, seconded by Councilperson Rath, requesting approval of the regular Town Board meeting minutes of October 12, 2010.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

**APPROVAL OF PUBLIC HEARING MEETING MINUTES OF OCTOBER 26, 2010**

**Resolution # 208** Motion was made by Councilperson Rath, seconded by Councilperson Breslawski, requesting approval of the Public Hearing meeting minutes of October 26, 2010.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

**APPROVAL OF SPECIAL TOWN BOARD MEETING MINUTES OF NOVEMBER 1, 2010**

**Resolution # 209** Motion was made by Councilperson Rath seconded by Councilperson Breslawski, requesting approval of the Special Town Board meeting minutes November 1, 2010.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

**APPROVAL OF PUBLIC HEARING MEETING MINUTES OF OCTOBER 12, 2010**

**Resolution # 210** Motion was made by Councilperson Rose, seconded by Councilperson Breslawski, requesting approval of the Public Hearing meeting minutes of October 12, 2010, on the proposed rezoning of 1366 and 1372 Walker Lake Ontario Road.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

**AUTHORIZATION OF PAYMENT OF BILLS FROM THEIR RESPECTIVE FUNDS**

**Resolution # 211** Motion was made by Supervisor Terry, seconded dually by Councilperson Rose and Councilperson Rath, to authorize payment of bills from their respective funds.

**MONTHLY  
TOTALS****ACCOUNTS****VOUCHER#****AMOUNT****ABSTRACT      11  
ACCOUNT TOTALS**

General	7039	5634.00
	7044-7046	654.48
	7051-7056	4219.90
	7068	198.78
	7069-7070	93.74
	7073-7074	76.68
	7116-7206	33990.35

**Account Total****\$ 44,867.93**

Library

	7057-7059	858.28
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	7075	59.90	
	7082-7090	4471.44	
<b>Account Total</b>			<b>\$ 5,389.62</b>
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Highway	7038	200.00	
	7064	43.40	
	7067	3340.00	
	7091-7115	63056.27	
<b>Account Total</b>			<b>\$ 66,639.67</b>
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Sewer	7060-7062	160.70	
	7077-7081	26998.28	
<b>Account Total</b>			<b>\$ 27,158.98</b>
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Light	7063	1338.02	
<b>Account Total</b>			<b>\$ 1,338.02</b>
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Trust	7047-7049	3429.34	
	7071	1620.81	
	7072	128.39	
	7065	21198.06	
	7066	144.07	
	7076	17112.00	
			<b>\$ 43,632.67</b>
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Church Road	26-29	95266.49	
			<b>\$ 95,266.49</b>
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<b>GRAND TOTAL:</b>			<b>\$ 284,293.38</b>

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

#### **APPROVAL TO AUTHORIZE TRANSFER OF FUNDS**

**Resolution # 212** Motion was made by Councilperson Rath, seconded by Councilperson Goodrich, requesting approval for the authorization of transfers from their respected funds.

<u>From A/C</u>	<u>To A/C</u>	<u>Amount</u>
A7110.1-Parks Salary	A7110.4-Parks exp.	\$1,135.46

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

Supervisor's Monthly report acknowledged and filed.

#### **CORRESPONDENCE:**

- Request for re-appointment from Nick Kramer of the Conservation Board.
- Request for re-appointment from Jeanine Klopp of the Conservation Board.
- A copy of letter sent to L. Gurslin from Supervisor Terry.
- A copy of the Hilton Parma Fire District and the Morton Fire District Budgets for 2011.
- Requesting re-appointment letters from Peter Tonery – Planning Board, Paul Nau – Conservation Board, Norman Baase – Zoning Board and Chatfield Engineers.

- f. A list of contact people for RG & E.
- g. A list of changes in Time Warner Cable.

### **APPROVAL OF SURETY FORM**

**Resolution # 213** Motion was made by Councilperson Rose, seconded by Councilperson Goodrich, requesting Town Board resolution to approve the surety form and amount of the official undertaking for the faithful performance of the duties of the Town Clerk and Receiver of Taxes, Kathi A. Rickman, MMC for the following:

Type of Undertaking: Crime Policy  
Insurance Policy: Travelers Casualty Insurance Company of America  
Amount: \$500,000.00

With a copy of said Bond having been filed in the Town Clerk's Office and the Monroe County Clerk's Office for the purpose of collecting 2011 Town and County Taxes.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

### **APPROVAL TO ADD \$2,928 TO TOWN/COUNTY TAXES FOR 10 PROPERTIES FOR CHASE ROAD WATER DISTRICT**

**Resolution # 214** Motion was made dually by Councilperson Rath and Councilperson Breslawski, seconded by Councilperson Goodrich, requesting Town Board resolution for approval to add \$2,928.00 to the Town and County Taxes for 10 properties for the Chase Road Water district.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

### **ACKNOWLEDGEMENT OF THE FIRE DISTRICT BUDGETS AS SUBMITTED**

**Resolution # 215** Motion was made by dually by Councilperson Rath and Councilperson Breslawski, seconded by Councilperson Rose, requesting Town Board resolution to acknowledge the Fire District budgets as submitted for the Hamlin Fire District, Hilton Parma Fire District, Morton Fire Company and the Walker Fire District.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

### **APPROVAL TO MAKE SEQOR DETERMINATION TO REZONE 1366 WALKER LK ONT RD**

**Resolution # 216** Motion was made by Councilperson Rose, seconded dually by Councilperson Rath and Councilperson Breslawski, requesting Town Board resolution for approval to make the SEQOR determination for the rezoning of 1366 Walker Lake Ontario Road to be an unlisted negative declaration.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

### **APPROVAL TO REZONE 1366 WALKER LAKE ONTARIO RD FROM INDUSTRIAL TO R-VL**

**Resolution # 217** Motion was made by Councilperson Breslawski, seconded by Councilperson Rose, requesting Town Board resolution for approval to rezone 1366 Walker Lake Ontario Road from Industrial to R-VL.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

**APPROVING SEQR DETERMINATION TO FORM REDMAN-COOK ROAD WATER DISTRICT**

**Resolution # 218** Motion was made by Councilperson Rath, seconded by Councilperson Rose, requesting Town Board resolution to:

- Accept the full environmental assessment form prepared for the Redman-Cook Road Water District project.
- State the Redman-Cook Road Water District project is an Unlisted Action under SEQR.
- Declaring the Town Board Lead Agency and its intent to complete an uncoordinated review.
- Confirm that the project will not result in any significant impacts on the environment.
- Issue a Negative Declaration.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

**APPROVAL TO ESTABLISH THE REDMAN-COOK ROAD WATER DISTRICT**

**Resolution # 219** Motion was made by Councilperson Rose, seconded by Councilperson Goodrich, requesting Town Board resolution to approve the establishment of the Redman-Cook Road Water District.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried

**APPROVE APPLICATION TO CREATE REDMAN-COOK ROAD WATER DISTRICT**

**Resolution # 220** Motion was made by Councilperson Breslawski, seconded by Councilperson Rose, requesting Town Board resolution to approve the application to the State Comptroller for permission to create Redman-Cook Road Water District in the Town of Hamlin.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath no, Councilperson Rose aye, Supervisor Terry aye. Motion carried

**APPROVAL TO SET PUBLIC HEARING FOR NEW DOG LICENSING LOCAL LAW**

**Resolution # 221** Motion was made by Councilperson Breslawski, seconded by Councilperson Rose, requesting Town Board resolution for approval to set the Public Hearing for the new dog licensing Local Law to be held at 6:30 pm on December 13, 2010.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

**APPROVAL TO TRANSFER FUNDS FOR PAYMENT OF 2011 F350 TRUCK**

**Resolution # 222** Motion was made by Councilperson Breslawski, seconded by Councilperson Goodrich, requesting Town Board resolution for approval to transfer funds from the Sewer Capital Reserve to the Sewer Equipment account #SS-8120.2 in the amount of \$26,776.27 for the payment of a new 2011 F350 Truck.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

**APPROVAL OF SPECIAL DISTRICTS BUDGET FOR THE TOWN OF HAMLIN FOR 2011**

**Resolution # 223** Motion was made by Councilperson Rath, seconded by Councilperson Breslawski, requesting Town Board resolution for approval of the Special Districts budget for the Town of Hamlin for 2011.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

**REPORTS:**

**Councilperson Breslawski** – The Library is still awaiting information on what the Monroe County Library Service cost shares for 2011 will be. They are hoping to have that by December and then they can look into what they are going to do to offset the costs.

Recreation had a pretty successful “School of Screams”. This was their third year and was their best year as far as revenue. They had 278 people paying \$698.

I had someone ask about the Chamber of Commerce. They wanted to know when the meetings are and where they are held. Councilperson Goodrich answered that the meetings are being held at Carmestro’s in Hilton on the third Wednesday of the month at noon.

**Councilperson Goodrich** – The dog warden had 19 total calls, 2 tickets were issued, 5 calls for cats, 2 dogs with kennel fees, 3 dog pick-ups, 2 dog bites to dogs, and 1 dog bite to a human.

The Hilton-Parma Fire District had 85 ambulance calls, 23 were given away because they couldn’t handle them. They had 2 fires in the past month, one was at 295 Bennett Road, it was a fire in oxygen tanks that blew up. They are no longer doing mutual assists in North Greece. They got two proximeters for their ambulance from Joe Robach from an \$8,000 grant. They had some bad valves on their truck. Hamlin Volunteer ambulance sprinklers were installed. Mike Smith has been working on a new website. The plowing contracts are in.

**Councilperson Rose** – The Planning Board had a simple lot subdivision on Brick Schoolhouse Road and a Conservation Development Permit approval for 7924 Newco Drive. The biggest problem was asking for a special use permit for alpacas since it’s never come before the Board before, is how to classify the animals. We are looking into that and they were referred to the Zoning Board. There was a Mylar signing for a site plan to construct a single family house at 2728 Church Road. The Zoning meeting for Thursday will be canceled and we will pick up the Zoning Workshop after the first of the year. We tried to get this Ag District formulated and that is going to take some time to get tax account numbers on the map.

Everything is running smoothly with the Seniors. This year the Christmas party will be held at the Hometown Café.

**Councilperson Rath** – The fire districts are working on their budgets. I received a couple of responses from Walker of praise to our Building Inspector for communication; he is doing an excellent job of keeping everyone informed. They are also going to be contacting our Highway Superintendent to make sure he is aware of narrow band radios.

**Highway Superintendent Steven Baase** – It’s starting to slow down a little bit. We are busy but the hectic road work is getting done. We are finishing up ditching this week. We have all our County work

ditching done, then we will do some of our Town ditching on Ketchum Road. Tomorrow we are getting shingles delivered to put a new roof on our salt building. It's leaking onto the salt so we have to replace the shingles. Hopefully once it dries out a little, we are going to start getting some snow fence up. This year I am going to put up 1,800 more feet of snow fence down on East Fork by Martin Farms; every year we have accidents in that area. We are starting to get the salt trucks ready. I have also been working on all the paperwork for the snow and ice agreements for the County and State.

Councilperson Rose asked if all the businesses in town that serve food have grease traps before it gets into the public sewer. Building Inspector Lee Nettin responded that the only business he is aware of that does not is the VFW and possibly Merritt Hall. He sent the VFW a letter strongly advising them to do so, but it is not required because they have been there so long. All businesses are required to have them and the Health Department checks to make sure they do and I check as well.

**Building Inspector Lee Nettin** – Nothing to report.

**Conservation Board Jason Baxter** – Everything is going good. We are having a Friends meeting on Wednesday night at 7:00 pm at the Hamlin Beach State Park.

**Library Director Kay Hughes-Dennett** – Everything is going good. We are having a Board sponsored thank you party for your support, the staff and the community, on Tuesday, November 16<sup>th</sup> from 4-6 pm. We hope you will come; the board is making all the food, and it was really good last year.

#### **ADJOURN TO EXECUTIVE SESSION**

**Resolution # 224** Motion was made by Councilperson Breslawski, seconded by Councilperson Goodrich, requesting Town Board resolution to adjourn to Executive Session at 7:38 pm to discuss a matter concerning land property.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

#### **RETURN FROM EXECUTIVE SESSION**

**Resolution # 225** Motion was made by Councilperson Rose, seconded by Councilperson Rath, requesting Town Board resolution to return from Executive Session at 7:50 pm.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

#### **ADJOURNMENT**

Motion was made by Councilperson Breslawski, seconded by Councilperson Goodrich, to adjourn the meeting at 7:51 pm as all business has been concluded.

Polled Votes: Councilperson Breslawski aye, Councilperson Goodrich aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Terry aye. Motion carried.

Respectfully submitted,

Kathi A. Rickman, MMC  
Hamlin Town Clerk