

A regular meeting of the Elma Town Board was held on Wednesday, December 20th, 2017 at 7:00PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor	Dennis Powers
Councilman	Thomas Fallon
Councilman	James Malczewski
Councilman	Michael Nolan
Councilman	Tracy Petrocy

Also:	Building Inspector	Joseph Colern
	Highway Superintendent	Wayne Clark
	Water Superintendent	Eugene Stevenson
	Town Attorney	Phyllis Todoro
	Deputy Town Attorney	Dean Puleo
	Town Engineer	James Wyzykiewicz

Approximately 10 people attended the meeting.

The meeting was opened with the reciting of the Pledge of Allegiance.

Making the legal notice for the Public Hearing on Local Law #4-2017 Solar Farms part of the minutes Supervisor Powers opened the public hearing at 7:01pm. No one spoke for or against. Supervisor Powers closed the public hearing at 7:02pm.

Councilman Fallon made the motion and Councilman Malczewski seconded the motion to approve Local Law #4-2017 Solar Farms. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve the minutes from the December 6th, 2017 meeting. Ayes-5. Noes-0. Carried.

Department Reports:

Building Inspector Joseph Colern noted Moog's addition is progressing. Water Superintendent Eugene Stevenson noted all hydrants and parks are winterized. Also, the issue of water rate and meter deposit increases are further on the agenda.

Highway Superintendent Wayne Clark noted: ready for more snow.

Councilman Fallon made the motion and Councilman Malczewski seconded the motion to rescind the following Business Use Permits that are no longer needed: Grace Fellowship-5660 Clinton, The Bottle & Can Return-8351 Clinton, West Asset Management-611 Jamison, Clevermethod-1200 Maple, WNY Auto Warehouse-5710 Seneca, Burns Barber Shop-5870 Seneca, LTR Holdings-5970 Seneca, 10-75 Emergency Lighting-6300 Seneca, Springbrook Golf-6831 Seneca and Pet Bistro-3211 Transit. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to issue a negative declaration on a short form SEQR for Reflection Pools at 3211 Transit Rd. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve a Business Use Permit for Reflection Pools at 3211 Transit Rd for swimming pool store, service and pool chemical sale. Building Inspector notes fire inspection within 30 days after occupancy, sign permits required for advertising and no outside storage of supplies. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to issue a negative declaration on a short form SEQR for Moog Inc at 5980 Seneca St. Ayes-5. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Malczewski seconded the motion to approve a Business Use Permit for Moog Inc at 5980 Seneca St for office and computer design. Building Inspector notes sign permits required for advertising. Ayes-5. Noes-0. Carried.

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Councilman Nolan made the motion and Councilman Fallon seconded the motion to issue a Preliminary Business Use Permit for Mark Subjeck & M.S. Properties at 6411 Seneca St. Building Inspector notes refer to Planning Board for site plan review under chapter 117. Ayes-5. Noes-0. Carried.

Councilman Petrocy made the motion and Malczewski seconded the motion to approve the water rate increase of 2.25% or \$.10 per thousand on our nets to cover the increase from Erie County Water Authority and to approve a 5% increase in the cost of water meters for new build's due to supplier's price increase both to be effective 1/1/2018. Ayes-5. Noes-0. Carried.

Supervisor Powers set a Public Hearing date of January 24<sup>th</sup>, 2018 at 7:00PM for the Conservation Easement on the Rupp property.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve Vouchers/Warrant #12 claim #1142 thru #1610 as follows: General Fund \$119,816.66; Highway Fund \$30,644.96; Water District \$24,239.61; Special District \$5,511.77. Ayes-5. Noes-0. Carried.

The next Town Board meeting is on January 3<sup>rd</sup>, 2018 at 7:00PM and the next Work Session will be January 17<sup>th</sup>, 2018 at 6:00PM with the following Town Board meeting on January 24<sup>th</sup>, 2018 at 7:00pm.

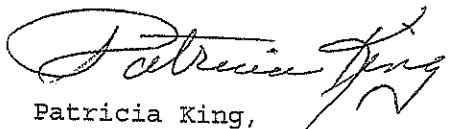
All have received the Planning, Zoning and Conservation Board agenda and minutes that apply.

Councilman Fallon made the motion and Councilman Malczewski seconded the motion to enter Executive Session at 7:25PM to discuss a personnel matter and will adjourn immediately following this session, there may or may not be a motion made. Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Malczewski seconded the motion to exit Executive session at 8:05PM. Ayes-5. Noes-0. Carried.

Meeting Adjourned at 8:05PM. All in favor.

Respectfully submitted,

  
Patricia King,  
Elma Town Clerk

NOTICE OF PUBLIC HEARING  
NOTICE IS HEREBY GIVEN that the Town Board of the Town of Elma, County of Erie will meet at the Elma Town Hall, 1600 Bowen Road, Elma, New York on the 20<sup>th</sup> day of December, 2017 at 7:00 p.m. for the purpose of conducting a public hearing to consider and discuss and if need be act upon the proposed local law entitled "Local Law #4-2017 Imposing a (Twelve Month) Moratorium on Solar Farms in the Town of Elma on the issuance of applications and the granting of applications, permits, licenses or approvals for the erection, establishment, siting, location, construction or development of any solar farms, non-residential solar electric generating systems or related facilities or structures. Due to the expiration of local Law #3-2016 on the Town of Elma imposing a Twelve Month Moratorium on Solar Farms in the Town of Elma.  
By Order of the Town Board of the Town of Elma, Erie County, New York.