

A regular meeting of the Elma Town Board was held on Wednesday, April 17, 2024, at 7:00PM at Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor	Wayne Clark
Councilman	Leroy Kupczyk
Councilman	Joseph Macaluso
Councilman	Daryl Nolan
Councilman	Tracy Petrocy-Absent
Also:	
Building Inspector	Joseph Colern
Highway Superintendent	Howard Diehl-Absent
Plant Manager	Brian Fiden
Town Attorney	Phyllis Todoro
Sewer Plants	Timothy Walczyk
Town Engineer	James Wyzykiewicz

Approximately 14 people attended the meeting.

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

Councilman Macaluso made the motion and Councilman Kupczyk seconded the motion to approve the minutes from the March 20, 2024, meeting. Ayes-4. Noes-0. Carried.

Department Reports:

Building Inspector Joseph Colern presented the monthly report for March 2024 with 44 permits issued, \$12,167.73 fees collected and the estimated value of construction \$1,781,730.07. Mr. Colern would like to have Wendel Duchscherer quote a price to update the Zoning Map. Water Department Plant Manager Brian Fiden noted that the park restrooms are open and truck water loading is available for the summer at the Jamison Pump station.

Councilman Nolan made the motion and Councilman Kupczyk seconded the motion to approve a negative declaration on a short form SEQR for Ingredients Plus Logistics LLC at 6891 Seneca St, Elma NY. Ayes-4. Noes-0. Carried.

Councilman Kupczyk made the motion and Councilman Macaluso seconded the motion to approve a Business Use Permit for Ingredients Plus Logistics LLC at 6891 Seneca St, Elma NY for transportation and distribution tankers facility with wash bays. The Building Inspector notes sign permit is required. Fire inspection required within 30 days. Ayes-4. Noes-0. Carried.

Councilman Kupczyk made the motion and Councilman Macaluso seconded the motion to approve the following Wind Turbine Resolution: **WHEREAS**, approximately twelve million people live in the Lake Erie watershed, including seventeen metropolitan areas with more than 50,000 residents, an area shared between the United States and Canada, and Lake Erie provides drinking water for approximately 11 million of the inhabitants of this region, and **WHEREAS**, the Town of Elma, a town situated in Erie County and in the Lake Erie watershed, recognizes and values the importance of Lake Erie and continues to work diligently to safeguard and improve its own stewardship of Lake Erie and the Lake Erie Watershed, and **WHEREAS**, the Town of Elma has great concern that New York State and/or any authority, agency, commission, or department thereof might allow private and/or public entities to construct, place, position, and/or install, with or without permanent bases, pylons, piers, or similar structures, one or more wind turbines in the waters of Lake Erie, and **WHEREAS**, the Town of Elma has great concern that the fresh water of Lake Erie along with the overall health of Lake Erie, the wildlife that depends on Lake Erie, the wildlife that traverses Lake Erie, and the continuing restoration of Lake Erie will be placed at risk if wind turbines are constructed in the waters of Lake Erie, and **WHEREAS**, New York State has passed the Climate Leadership and Community Protection Act (the Climate Act) calling for 70 percent of electricity in the state to be produced by renewable resources by 2030, and 100 percent of the state's electricity be generated by renewable resources by 2040; and **WHEREAS** wind energy has been designated by the Climate Act as an essential form of renewable energy and there are a number of commercial wind energy facilities operating in Western New York, with more in the planning and permitting stages; and **WHEREAS**, New York State's power grid manager New York Independent Systems Operator (NYISO) has determined the Western New York zone of grid to be 89 percent free of carbon emissions in the generation of electricity, and **WHEREAS**, NYISO has described the lack of electricity transmission facilities capable of transmitting electricity from Western New York to downstate grid zones which are 90 percent dependent on fossil fuels for generating