

REGULAR TOWN BOARD MEETING
August 15, 2012

1. Call to order
2. Roll Call
3. Pledge of allegiance
4. Public Hearing
 - a. Local Law AA of 2012 "Right to Farm"
5. Approval of minutes
 - a. July 11, 2012 Special Town Board Meeting
 - b. July 18, 2012 Regular Town Board Meeting
6. Communications to be filed
 - a. Time Warner
 - b. Letter of Resignation Dr. Joella Rand
 - c. VanRiper Conservation Area
 - d. NYS Dept. of Taxation & Finance
 - e. Seneca County Rabies Clinic
7. Code Enforcement Officer
 - a. 5652 Rt 96, Romulus, Property Maintenance, Chickens
 - b. 5655 Main Street, Romulus, Property Maintenance
 - c. 1976 & 1972 Seneca Street, Romulus, Chickens
 - d. 6639 Rt 96A, Ovid, Property Maintenance
 - e. 6059 Poplar Beach, Romulus, Zoning Violation
 - f. 1475 Main Street, Willard, Property Maintenance
8. Romulus Planning Board
 - a. Romulus Planning Board Minutes
 - b. Seneca County Planning Board Agenda and Minutes
9. Romulus Zoning Board
 - a. No Report This Month
10. Highway Superintendent
 - a. Report Attached
 - b. Discussion regarding 10-wheel truck
11. Dog Control Officer
 - a. Report Attached
12. Bookkeeper
 - a. Report Attached
13. Supervisor
14. Committees Report
15. Old Business
16. New Business
17. Resolutions
 - 56-12 Verification of Payables
 - 57-12 Clerk Authorized to Advertise
 - 58-12 Accept Resignation from Zoning Board Chair
 - 59-12 Resolution Introducing Local Law BB of the Year 2012
 - 60-12 Accept Quote for Website
18. Town Clerk's Report
 - a. Report Attached
19. Adjourn

Special Town Board Meeting
July 11, 2012

Call to Order: The Special Town Board Meeting was called to order by
Supervisor David Kaiser at 7:35 PM.

Roll Call:	Supervisor David Kaiser	Present
	Councilman Gordon Carroll	Present
	Councilman Ralph Walborn, Jr.	Absent
	Councilwoman Barbara McCall	Present
	Councilman Kyle Collinsworth	Present

Others Present: Town Clerk, Terry Smith
 Planning Board Vice Chairperson, Tom Bouchard
 Town Attorney, Steve Getman
 Engineer, Tim Buhl
 Residents 32

Pledge of allegiance: followed by moment of silence. Supervisor Kaiser asked that we remember in our prayers, Helen Mittermeyer, past Zoning Board President, who recently passed away.

Public Hearing – It was Motioned by Councilman Gordon Carroll to open the Public Hearing at 7:40 PM.

Seconded: by Councilman Kyle Collinsworth
Carried Unanimously.

The First speaker was resident Alex Humulock, from Vineyard Road who gave his reasons for strongly endorsing the Route 89 Water District. Mr. Humulock has 4 non producing water wells on his property. He checked with Cornell University and they did some research. and their findings were that there are no adequate aquifers on Vineyard Rd area to produce enough water for household use. As a consequence, over the years, built a 1000 gallon tank on a trailer and a thousand gallon tank in our house. We have been hauling water for that period of time. This is why we take the position of strongly endorsing the new water district.

Second, I want to talk with those persons who draw their water out of Seneca Lake. It deals mostly with the Seneca Meadow Land Fill. It is the largest garbage hill in the Eastern United States region. From that garbage dump, over a period of time, there is leakage from rain and snow that drips down through the various trash and chemicals into a catch basin which they run through a treatment plant and then dump it into the nearby water. This could cause some dangerous diseases. Seneca County ranks among the top ten in the state with the highest percentage of incidents of Cancer. Fred Sepe from the Vineyard Rd spoke saying the he built a new house and dug a well. I knew that my chances were very close to zero on getting

water. The well was a non producer. Mr. Sepe thought the water district was going to come up the road to his place and has just found out the it only comes to his property line. The problem is that the line is 2000 feet away from the house. If he is not eligible to get any water then he is not going to support the water district.

Based on the interest in this water district, the committee drew boundry lines from the interest. Supervisor Kaiser said, "you can always expand a district and lines later sometime in the future. If it is not in the proposed plan now, that doesn't mean you can't have water in the future, maybe not in this process today but certainly at some point in the future. Also, you will not be paying for it if you are not in this plan."

John Frater, Route 89 spoke next. He had some questions he wanted answered.

1. When I read the report from the prior report to the present one, prices seem to be a lot lower. I was wondering what has changed.
2. There is a \$1500 cost to sign up if they don't want to sign up will the Cost go up later?
3. We would like to have some more information about the map that was drawn. Is it possible to expand it?
4. What about the Septic System if this project goes ahead?
5. It is possible for someone to give us an overview of what is happening over the past year and half?

Supervisor Kaiser addressed these questions with a quick synopsis of what is happening over the last year and half. "The Board did approved going ahead with the project. We were presented with petitions by a number of people wanted a referendum on it. NYS Law does not allow a municipality to have a referendum on any issue by its own choice. The law does have provisions in it that require the community, with sufficient number of signatures, to force us to have a referendum if we go forward with it. When that happened, we had to look into when to have one and how to schedule it. We were under the impression that we could have this at general election time so everyone that came in could vote at a normal election. As the time came close, the county office told us that we could not have a special election incorporated into a general election. Then that referendum was off the table. We also had some feed back from seasonal residents who were concerned that they would not be in town to have a say. Because of those delays, it was decided to to have it in late summer and that was soon as we could legally have it. That is where we have been which brings us up to this point in time." Mr. Buhl explained the cost of everything. After this project gets going the Town Board will be the agents for pricing. The boundaries that are in this map cannot be changed. This is not to say that it cannot change in the future or there cannot be any extensions.

Justin Martin wanted to know if you put the water in now where do you put the sewer along the lake? The gravity sewer goes in deeper. They will

be pressure sewers. Ideally, water usually comes first. Gravity sewers are more expensive.

Denise Giroux is worried about later on and the condition of the lakes getting worse. The cost will be sent to each resident.

Ken Reimer said the layout is quite different from the original map. The lines are different. The original layout was to run water up to Charters place. Ken's properties are not on the map. Mr. Buhl will check out the properties.

Bill Whitney spoke and said he was opposed to the project. He sent memo to the Board and it is enclosed in the minutes. Mr. Whitney asked if there would be absentee ballots? According to New York State Law, there is no absentee voting.

Dave Benson inquired as to if there is a vote, will he be notified of when and will he be able to vote? The answer is yes he will be notified by letter of the time and place. He will be eligible to vote because he is a property owner.

Marlene Alexander asked about multiple votes for multiple lots. New York State Law, one person owning multiple properties would only be one vote. Toro Run would be one vote. If two names on the deed, there would be 2 votes.

Al Deming spoke concerning fire hydrants. He was told by Health Dept. that the fire hydrants had to be 600 feet apart. The only regulation of the distance comes from the determination of the Fire Chief in the district. 600 feet of distance is mostly in the cities.

Pat Merkle spoke and said she is not for the water district but that does not mean that her heart does not go out to the one that don't have water. She said she has water from the Lake. She can't subsidize their water system.

Helen Dunbar asked if they have two separate lots will you have to pay twice for these to be hooked up. The answer is that yes if they are both able to be built on.

Clare Crittenden spoke and said she was the one that has started the petitions and got all the names that are against the water district. "I feel that there are way too many questions. I feel we are not well represented in Seneca County. If Seneca Falls wants to raise the water rates, how do we negotiate. We have no say in that. We don't even have any representation there. Other parts in Seneca County have already experience a 25 % raise in costs because they have run into so many problems. I feel that we will not have any control over this matter at all. How is it that our assessments will not increase if we get water and sewer?"

Justin Martin spoke about fluoridation and asked that we not go with Seneca Falls in this hookup. Seneca Falls does not have any Fluoridation.

Supervisor David Kaiser said that he would like to recommend that he would entertain a motion to close the Public Hearing.

Motioned: Councilman Kyle Collinsworth

Seconded: Councilwoman Barbara McCall

Motion carried.

Public Hearing Closed at 9:05 pm.

Resolution: #50-12 Resolution and Order Conditionally Approving Formations of State Route 89 Water District in the Town of Romulus, County of Seneca and State of New York

Motioned: Supervisor David Kaiser

Seconded: Councilman Kyle Collinsworth

Discussion: Resolution put forth with the recommendation that the Map contained in the map plan and report accurately reflect the Project description contained in the map plan and report.

Carried Unanimously

#51-12 Resolution of the Town Board of the Town of Romulus in the County of Seneca, New York, Calling for a Special Town Election to Be held on September 18, 2012, and making certain other determinations in connection therewith.

Motioned: Supervisor David Kaiser

Seconded: Councilman Gordon Carroll

Carried Unanimously

Adjournment:

Motioned: Councilman Gordon Carroll

Seconded: Councilwoman Barbara McCall

Carried Unanimously

Regular Town Board Meeting
July 18, 2012

Call to order: The regular Town Board Meeting was called to order by Supervisor David Kaiser at 7:30 PM.

Roll Call:	Supervisor David Kaiser	Present
	Councilman Gordon Carroll	Present
	Councilman Ralph Walborn, Jr.	Present
	Councilwoman Barbara McCall	Present
	Councilman Kyle Collinsworth	Present

Others: Town Clerk, Terry Smith
Planning Board, Vice Chairman, Tom Bouchard
Code Enforcement Officer, David Hayes
Finger Lakes Community Paper, Aneta Glover, Reporter
Residents 5

Pledge of allegiance: followed by moment of Silence

Approval of Minutes:

- a. June 20, 2012
Motioned: Councilman Ralph Walborn, Jr.
Seconded: Councilman Gordon Carroll
Carried Unanimously

Petitioners to the Board:

a. Millie Colburn – Ms. Colburn is having a problem with her neighbors as they are raising a lot of problems with parties in their yards. These parties have lasted till 2 – 4 AM. The party last week had rented chairs and tables, porta-potties, fireworks, a stage, with a live band and disc jockey. These people are rude and have made threats to Ms. Colburn. They know the police are coming and have everything shut down before the police get there. Supervisor Kaiser read the Noise Ordinance and will call 911 and find out what can be done.

b. Ralph Walborn, Jr. – 5636 Rte 96 has rats – what can be done. This property was condemned. The property maintenance caretaker was the one that reported the infestation of the rats. I personally have had one rat in the house and have caught two more outside. I don't know much about rats but have been told that they follow chickens and also that two or three houses in Romulus have chickens. What avenue is open to take? Supervisor Kaiser said, "the county is aware of it and I have been made more aware of it the last few days. The county owns a building down there next to the one Mr. Walborn is referring to, which was condemned and now the one next to it is condemned. The county at its last meeting authorized the hiring of an exterminator. Now they have found rats in the apartment building next to these two buildings. Tenants in the apartment

building have a new born infant and rats were caught by the crib. They also found rat feces in the crib. The county immediately condemned the building and the tenants had to move out. Also, I have been made aware that there are several locations in the area that are raising chickens. The health department has been made aware of that and that they don't have the authority to search the residence. They recommend that we work through our town zoning department. They have told me that chickens will attract rats not for feed but for the feces. Mr. Hayes will be addressing this problem.

c. Larry Yehle – “Is there anything in the working to review the budget on a quarterly basis? I think it would be in the public's interest to look at all the financial performances along with everything else. Are we pretty close to being half way through the budget? Is there any significant issues one way or another not necessarily whether it is nickel or dime but a significant overage or underage? Is there an understanding of it and is there any action to address it? That is the type of high level overview on a quarterly basis which should be in place. There should be a business process in place to keep this going”. Supervisor Kaiser showed Mr. Yehle the Town's variance so that the average resident could figure out the budget. Councilman Kyle Collinsworth explained “that the Board all look at the variance and if there was something out of place they would question the fact. Any transfers that are done, they are looked at monthly as part of our meeting”. Mr. Yehle asked that the variance be put on the website each month.

d. Dave Hayes - There are at least two houses that we know of that have chickens. We sent a letter to them today and we have to give them at least 10 days to try and comply. They will be investigated after the 10 days. If they are still there, then a summons can be issued to the property owner. Each summons that you issue, according to town law, is a minimum of \$100.00 fine. When you go in front of the judge and you are found guilty, the fine is \$100.00 each time. Also located at these two residences there is a bunch of garbage there. There is another residence that has a terrible odor coming from behind the fence. We tried to investigate the odor but were refused admittance. Also, there is a building on Main Street that has shrubbery in the back that is hampering the destruction of the infestation. The county is going to try and get this building torn down. They do need to make sure the rats are under control because if they tear it down and the rats are not under control, they will scatter further.

Communications to be filed:

- a. Time Warner Cable - attached

Code Enforcement Officer

- a. 2657 Swick Road, Romulus, New Building, Warehouse
- b. 5758 Lake Hill Drive, Romulus, Addition
- c. 2796 Vineyard Road, Ovid, Adding Tow Porches, Replace Roof
- d. 5742 Lake Hill Drive, Romulus, Storage Shed
- e. 5703 Rte 89, Romulus, Addition

Romulus Planning Board:

- a. Romulus Planning Board Minutes – attached

Planning Board Vice Chairperson Tom Bouchard supplied the Town Board with a copy of the Ovid Moratorium and the Town of Romulus Moratorium for review. The moratorium from Town of Romulus is more comprehensive than the Ovid one. Ovid has a Public Hearing on this moratorium on August 8, 2012 at 7:00 PM. Mr. Bouchard asked the Board if it would be possible to get this put on the agenda for the August 15, 2012 Board Meeting. The moratorium that the Town of Romulus Planning Board came up with is broader than just hydro-fracking. There is a grandfather clause in there and fairly completed hardship clause in there. Also, instead of 12 months we will ask for 16 months duration. When the Board comes up with a moratorium that they are comfortable with then we would schedule a public hearing. We will be sending a copy of this to Harriet Haynes.

Also, we have been tweaking on the draft for alternative members and we shall have that at the next meeting.

Right to farm bill was sent to Town Attorney Steve Getman as was the Docks and Mooring with a copy to Harriet Haynes for review.

We missed the dead line for the waterfront grant.

- b. Seneca County Planning Board Agenda and Minutes – attached

Romulus Zoning Board

- a. No Report This Month

Highway Superintendent

- a. Report Attached

Dog Control Officer:

- a. No Report this Month

Bookkeeper:

- a. Report attached.

Old Business – The Town Hall has been landscaped. There were no responses to our bid so Councilman Gordon Carroll volunteered his services to do the project out front. Councilman Ralph Walborn, Jr. helped.

Resolutions:

52-12 Verification of Payables

Motioned: Councilwoman Barbara McCall

Seconded: Councilman Ralph Walborn, Jr.

Carried Unanimously

53-12 Resolution Introducing Local Law __AA__ of the Year 2012

Motioned: Councilman Ralph Walborn, Jr.

Seconded; Councilwoman Barbara McCall

Carried Unanimously

54-12 – Clerk Authorized to Advertise Regarding Local Law

Motioned: Councilman Ralph Walborn, Jr.

Seconded: Councilwoman Barbara McCall

Carried Unanimously

55-12 – Modify Budget

Motioned: Councilman Ralph Walborn, Jr.

Seconded: Councilman Gordon Carroll

Carried Unanimously

Town Clerk's Report:

a. Thirsty Owl, Liquor License Renewal

b. Report Attached

Motioned: Councilwoman Barbara Mc Call

Seconded: Councilman Ralph Walborn, Jr.

Carried Unanimously

Adjournment: Motioned: Councilman Gordon Carroll

Seconded: Councilwoman Barbara McCall

Carried Unanimously

Next Meeting: August 15, 2012 at 7:30 PM.



Chris Mueller
Director, Government Relations

August 1, 2012

Dear Municipal Official:

I am writing to you as part of our ongoing efforts to keep you apprised of developments affecting Time Warner Cable subscribers in the Western New York Division.

Time Warner Cable's agreements with programmers and broadcasters to carry their services and stations routinely expire from time to time. We are usually able to obtain renewals or extensions of such agreements, but in order to comply with applicable regulations, we must inform you when an agreement is about to expire. The following agreements are due to expire soon, and we may be required to cease carriage of one or more of these services/stations in the near future: Current TV, BBC America, BBC America HD, Cooking Channel, Cooking Channel HD, DIY, DIY HD, Encore, Encore HD, Encore Action, Encore Drama, Encore Love, Encore Mystery, Encore WAM, Encore Westerns, Food Network, Food Network HD, Fox News, Fox News HD, GOL TV, GOLTV HD, Great American Country, IndiePlex, Music Choice, NHL, NHL HD, NHL Center Ice, NHL Center Ice HD, RetroPlex, Sprout, Starz!, Starz! HD, Starz Cinema, Starz Comedy, Starz Comedy HD, Starz Edge, Starz Edge HD, Starz In Black, Starz Kids & Family, Starz Kids & Family HD, WSTM, WSTM HD, ZEE TV.

In addition, from time to time, we make certain changes in the services that we offer in order to better serve our customers. The following changes are planned:

On or about August 15, 2012 the following channel will be added to TWC Sports Pass:

PAC-12 Network SD to Channel 234
PAC-12 Network HD to Channel 1191

From August 27 to August 30 and September 3 to September 6, the following content will be added to YNN On Demand:

Republican and Democratic National Convention Assets on Channel 108/728

If you have any questions or concerns please feel free to contact me at 585-756-1326.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Mueller".

Chris Mueller
Director, Government Relations

TOWN OF ROMULUS

Joella Rand, Chair
Fred Swain, Vice-Chair
Richard Bloss, Member
Richard C. Worrell, II, Member
Warrem Coon, Member
David Hayes, Zoning Officer

ZONING BOARD
1435 Prospect Street
P.O. Box 177
Willard, New York 14588
PHONE: 607-869-9326
FAX: 607-869-5763
Email: Romulus@rochester.rr.com

July 18, 2012

Town of Romulus
Attention: Supervisor Kaiser and Romulus Town Board
Po Box 177
Willard, NY 14588

RE: Letter of Resignation

Dear Dave and Board Members,

It is with deep regret that I must resign from the position of Zoning Chair. I thank you for the opportunity of working with all of you, but I must ask that you accept this letter as my resignation as of July 18, 2012.

Sincerely,


Dr. Joella Rand

Romclerk

From: "Abbey Chernela" <abbey@fllt.org>
To: <romulus@rochester.rr.com>; <romclerk@rochester.rr.com>; <romlushighway@zoom-DSL.com>
Sent: Wednesday, August 08, 2012 4:06 PM
Subject: Please save the date

Dear Friends at the Town of Romulus,

Please join us to celebrate the opening of the VanRiper Conservation Area on Saturday, September 22nd at 11:00 am. The 68-acre property is located in the Town of Romulus, Seneca County and features frontage on the both sides of State Route 89. The site adjoins the Land Trust's Whitlock Nature Preserve and hosts a variety of wildlife habitats, including mature forests, fields, and a rugged gorge. Together, the VanRiper and Whitlock properties feature 1,900 feet of wooded shoreline along Cayuga Lake's western shore.

The Land Trust has constructed a ½ mile loop trail that provides access to the lake, as well as a parking area and an interpretive kiosk.

All are invited to join us for a dedication of the trail, followed by a brief tour. Refreshments will be served. For directions and parking instructions, please visit the Land Trust's website after September 1st at www.fllt.org or call the office 607-275-9487.

We look forward to seeing you all there.

(Formal invitations will be sent out in September.)

Abbey Chernela
Office Manager
Finger Lakes Land Trust
202 East Court Street
Ithaca, NY 14850
Tel: 607-275-9487
Fax: 607-275-0037
www.fllt.org



New York State Dept of Taxation & Finance
Office of Real Property Tax Services
WA Harriman State Campus
Albany, New York 12227

Certificate of the Final State Equalization Rate
for the 2012 Assessment Roll

Mr. David Kaiser , Supervisor
Town of Romulus
P.O. Box 177
Willard, NY 14588 0177

C.A.P. Code: 459901
Seneca County C.A.P. #1
Municipal Code: 453000
Town of Romulus

Final State Equalization Rate: * 97.00 *

I, Brian F. Moon, hereby certify that on July 31, 2012 the State Office of Real Property Tax Services established a final State equalization rate of 97.00 for the above named municipality.



Brian F. Moon
Real Property Analyst 2

Note: Since your municipality did not file a complaint with respect to the tentative rate, the final equalization rate is the same as the tentative rate. Notice of the final rate will be filed with the clerk of the county legislative body and in the office of the State Comptroller.

Ms. Anna M. Morgan , Appointed Assessor
Town of Romulus
7186 South Main St. - POB 355
Ovid, NY 14521

Municipal Code	Municipal Name	(A) 2011 State Equalization Rate	(B) 2012 State Equalization Rate and Status	(C) Percentage Change in Estimate of Full Value
452400	Town of Junius	100.00	100.00 Final	-0.01%
453400	Town of Tyre	100.00	100.00 Final	0.11%
453600	Town of Varick	100.00	97.00 Final	2.93%
453800	Town of Waterloo	100.00	100.00 Final	-0.09%
459901	Seneca County C.A.P. #1	100.00	97.00 Final	3.11%
	Town of Covert			
	Town of Lodi			
	Town of Ovid			
	Town of Romulus			
459903	Seneca County C.A.P. #3	88.00	85.00 Final	3.65%
	Town of Fayette			
	Town of Seneca Falls			

Column C is the percentage change in the estimate of full value between the 2011 State equalization rate and the 2012 State equalization rate due to the change in full value standard.

This percentage change is important because county and school taxes are apportioned according to a municipality's share of the full value of the county or the school. A municipality will be apportioned a larger share of the tax levy if its full value increases by a larger percentage than others, or if its full value decreases less than the decrease for other municipalities in the county or school.

The information shown in columns B and C is subject to change as the other tentative rates are established in the county and as rates are finalized after the completion of rate complaint processing. You will be sent a complete report when we have established 2012 State equalization rates for all municipalities in your county.



SENECA COUNTY RABIES CLINIC

SATURDAY SEPTEMBER 8, 2012

Junius Fire Department

781 Route 318

Dr. DiRenzo

1:00pm to 2:00pm

**Bring proof of prior vaccination, without it
this will be a one year vaccination.**

Dogs should be on leashes, cats must be in
secure containers, animals must be at least 3
MONTHS OF AGE to receive rabies shots.

**ALL CHILDREN MUST BE SUPERVISED AT
ALL TIMES.**

DONATIONS APPRECIATED

Town of Romulus Planning Board Meeting
July 2, 2012

Kate Sinicropi, Chair	Present	Sue Ellen Balluff	Present
Tom Bouchard, Vice Chair	Present	Bill Karlsen	Present
Cindy Meckley	Present		

The monthly meeting of the Town of Romulus Planning Board was called to order at 7:08 P.M. by Chair Kate Sinicropi, with the roll call, pledge of allegiance, and a moment of silence.

The minutes from the June 4, 2012 meeting were reviewed. Motion by Cindy Meckley and seconded by Tom Bouchard to accept the minutes. Motion carried.

Chair Kate Sinicropi spoke to members about code enforcement officer, David Hayes, seeking to have ability to write citations immediately rather than giving 30 day warnings and/or written notices.

Chair Kate Sinicropi showed members a copy of her letter to Seneca County Board of Supervisors, asking for their stance on the hydro-fracking topic, and help establishing a unified set of rules for the different townships in the county.

Information on manure lagoons discussed.

Planning board alternate membership discussed. What are the qualifications and training required.

Tom Bouchard spoke of the lakeshore vision project and possible grant applications, plus seeking local monies. Suggest time to reactivate lakeshore advisory committee.

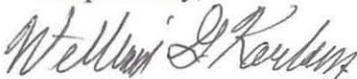
Chair Kate Sinicropi told members right to farmland draft is in Attorney Steve Getman's possession now.

Vice Chair Tom Bouchard made a motion to send docks & moorings draft copies to Attorney Steve Getman and Harriet Haynes of the county planning dept. for their review. Motions seconded by Cindy Meckley. Motion carried.

Outdoor wood boilers discussed.

Motion by Sue Ellen Balluff to adjourn, seconded by Cindy Meckley. Motion carried. Next meeting August 6, 2012.

Respectfully,


William G. Karlsen

**MINUTES
SENECA COUNTY PLANNING BOARD
JULY 12, 2012**

**HEROES 9-11-01 CONFERENCE ROOM
COUNTY OFFICE BUILDING
WATERLOO, NEW YORK**

MEMBERS PRESENT: Keith Beck, Betty Berger, William Dalrymple, Donald Denman, Edward Franzoni, Jack Freer, Sally Kenyon (late arrival), Pam Kirk, Mark Lott, Ronald McGreevy, Tom Scoles and John Swanson

ABSENT WITH NOTICE: Gordon Burgess

ABSENT WITHOUT NOTICE: Charles Boehnke

STAFF: Harriet Haynes, Planner and Mary DeStefano, Staff Resources Asst., Department of Planning and Community Development

GUESTS: None

The meeting was called to order at 7:00 p.m. by Chairperson William Dalrymple.

The Minutes of the June 14, 2012 meeting were approved by a motion of Ronald McGreevy and seconded by Donald Denman. Carried 11 – 0.

PUBLIC COMMENTS:

None.

GML Reviews:

1) John Swanson moved and Betty Berger seconded adoption of Resolution 33-12, recommending that the request for an Area Variance be left solely to local determination. The application was submitted by Xylem, known as the former Water Systems-ITT, located on East Bayard Street in the Town of Seneca Falls. Saxton Sign Corporation is the contractor hired to install the signs. The installation of new signs is to reflect the name change, and the Variance is necessary because Seneca Falls Town Zoning is quite strict regarding allowed square footage. Ms. Haynes stated that the signs are of various sizes, and most will be a distance from the County Road. The existing zoning for the area is M-1 Industrial. Carried 11 – 0.

2) Tom Scoles moved and Mark Lott seconded adoption of Resolution 34-12, which recommends that a request for a Subdivision Review be approved with conditions. The applicants, Seneca Knit Development and Ferrara & Sons Lumber Supply, Inc., wish to swap land on West Bayard Street in the Town of Seneca Falls. Ferrara & Sons Lumber Supply, Inc. backs up to property owned by Seneca Knit Development. Ms. Haynes stated that the application submitted indicates that Seneca Knit Development would like to construct a clock tower, and the exchange of property will make the "jog" currently owned by Ferrara Lumber into the Seneca Knit property less pronounced, and both parties should benefit. Ms. Haynes displayed the subdivision map and pointed out the proposed transfer of land. The subdivision will allow the exchange of parcels. The transfer of land will be as follows: 1) Parcel 1A of 10,977 Sq. Ft. (.252 acres) to be transferred from Seneca Knit to Ferrara Lumber; 2) Parcel 2A of 703 Sq. Ft. (.016 acres) to be transferred from Seneca Knit to Ferrara Lumber and 3) Parcel 3A of 4,326 Sq. Ft. to be transferred from Ferrara Lumber to Seneca Knit. When asked the size of the clock tower, Ms. Haynes stated that the Environmental Assessment Form only refers to the clock tower project with no information provided. Conditional approval is recommended upon the smaller parcels identified as

(OVER)

Parcel 1A, 2A and 3A on the map included in the application be attached to an adjacent property and not be stand-alone parcels. Carried 11 – 0.

OLD BUSINESS:

Election of Officers:

Chairman Dalrymple asked for volunteers to serve on the Nominating Committee. John Swanson and Donald Denman were appointed to serve as the Nominating Committee and will submit names for Chair and Co-Chair at next month's County Planning Board meeting. The Floor will then be opened for the nomination of any others and an election will follow.

Establish Dates and Times of Upcoming Meetings:

Ms. Haynes stated that the dates and time of County Planning Board meetings need to be established. The current schedule is for meetings to be held the second Thursday of each month at 7:00 p.m. Member, Jack Freer, asked if there is any chance of changing the time from 7:00 to 6:30 p.m. Chairperson Dalrymple stated that the 7:00 p.m. slot allows for travel time for members coming from the south end of the county. The later time also provides farmers with longer daylight for working in the fields and vineyards. After further discussion, it was the general consensus to keep the schedule as is – second Thursday of the month at 7:00 p.m. The upcoming meeting dates are: 8-9, 9-13, 10-11, 11-08, 12-13, 1-10-13, 2-14, 3-14, 4-11, 5-09, 6-13, and 7-11.

Former County Planning Board Member:

Chairman Dalrymple stated that he made a donation in memory of Donald Shepherd to the Notre Dame Retreat House on behalf of the Seneca County Planning Board.

May 2012 GML Review of Finger Lakes Christian Fellowship:

Chairperson Dalrymple sent a letter to the Department of State in response to an inquiry regarding the issue of the proximity between schools or churches and residences of registered sex offenders.

Mr. Dalrymple distributed a copy of the Department of State response letter to all members present. Discussion pursued regarding the matter.

NEW BUSINESS:

The meeting adjourned at 7:22 p.m. by motion of John Swanson and seconded by Betty Berger.

Respectfully submitted,



Mary DeStefano
Staff Resources Asst.

David Kaiser - Supervisor
Terry Rose - Town Clerk
James I Williamson - Superintendent of
Highways
Barbara McCall - Councilwoman
Gordon Carroll - Councilman
Ralph Walborn, Jr. - Councilman
Kyle Collinsworth - Councilman

**TOWN OF
ROMULUS
HIGHWAY
DEPARTMENT**

6804 County Road 129
Ovid, NY 14521
Phone (607) 869-9578
Fax: 607 869 5270
E-mail: romulushighway@zoom-dsl.com

Highway Report

August 15, 2012

We are mowing backsides as the dry weather permits.

Log City Road has been paved.

Blaine Road is to be chip sealed this week with 1a,s.

Respectfully,

James I Williamson
Town of Romulus Highway Superintendent

DOG CONTROL OFFICER'S REPORT

May/June

May

05-26-12 Complaint from Roxanne Ferris, 1529 Main Street, about the neighbors dog barking. No one home I spoke with Pam Blanche, 1537 Main Street on 05-30-12 verbal warning given. (1/2hr 5 miles)

June

06-01-12 Alice Rickard, 1380 Prospect St., Willard made a complaint about a dog running at large spoke with a lady at 1374 Prospect Street and she stated her dog never runs loose. (1/2hr 9 miles)

06-12-12 Complaint from 911 about a dog running at large around the Spring Meadows Apartments area. Responded and picked up a male-shepherd mix. (1hr 13miles)

06-24-12 Verbal warning given to Terry Stevens, 1543 Main Street, Willard for Letting his dog run at large and unlicensed. Was given one week to get dog licensed. (1/2hr 3 miles)

06-24-12 Picked-up a stray female black lab at the Fink residence, County Road 130, dog returned to kennel. (1/2hr 6 miles)

Clean dog kennels (12 hours)

Respectfully submitted,
Cindy Ferris-Covert, Dog Control Officer

DOG CONTROL OFFICER'S REPORT

July

July

- 07-07-12 Call from 911 about a dog running at large Main Street, Romulus, Responded and found Glenn Elkins dog, called Glenn and put dog in house. (1hr 12 miles)
- 07-08-12 Spoke with Glenn Elkins about the conditions of his outside dog house. I suggested putting the dog house in the shade.
- 07-08-12 Dogs Picked-up on 6-12 and 6-24 taken to Beverly's Animal Shelter. (1 1/2hrs 20 miles)
- 07-12-12 Complaint from Karen Denmark, Prospect Street, Willard about James Hicks dogs running at large and doing there duty on other peoples property. (1/2hr 4 miles)
- 07-24-12 Many complaints about a dog running at large in Hayts Corners. Dog belongs to Christine Smith, 6797 County Road 129, dog escaped by mistake. (1/2hr 7 miles)
- 07-28-12 Complaint from Roxanne Ferris, 1529 County Road 132 about Pam Blanche's dog barking. Aaron responded and witnessed her dog barking. Previous complaints received on 5-26-12 and 7-19-12, Ms. Blanche was given a verbal warning on May 26, 2012. An appearance ticket issued July 30, 2012. (1hr 6 miles)
- 07-30-12 An appearance ticket issued to Terry Stevens, 1543 County Road 132 for failure to license dog. (1hr 6 miles)

Clean dog kennels (12 hours)

Respectfully submitted,
Cindy Ferris-Covert, Dog Control Officer

Main Office Report
August 15, 2012

Town books are all balanced to date. Copies of the trial balances have been given to James Williamson, Donald Greule

Water/Sewer payments are due today to avoid late fees. I will be sending out late notices that will have to be paid by Thursday, September 6, 2012.

All paperwork has been sent to the Comptrollers Office regarding the Rt 89 Water Project.

We will be setting up budget meetings to prepare for the upcoming year's budget.

Respectfully submitted,
Mary Farnsworth

TOWN OF ROMULUS

David Kaiser, Supervisor
Terry Rose-Smith, Town Clerk
James I. Williamson, Superintendent of Highways
Kyle Collinsworth, Councilman
Gordon Carroll, Councilman
Ralph Walborn, Jr., Councilman
Barbara McCall, Councilwoman



1435 Prospect Street
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Willard, New York 14588
PHONE: 607-869-9326
FAX: 607-869-5763
Email: Romulus@rochester.rr.com

CLERK AUTHORIZED TO ADVERTISE RESOLUTION #56-12

WHEREAS, the Romulus Town Board has requested the Romulus Town Clerk to advertise for the budget workshops that will be held for the 2013 Town of Romulus budget therefore be it

RESOLVED, the Town Clerk is hereby authorized to advertise the dates and times for the budget workshops

This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to vote on roll call, which resulted as follows:

Motioned by:

Seconded by:

	<i>Yea</i>	<i>Nay</i>	<i>Absent</i>	<i>Abstain</i>
Councilman Carroll	[]	[]	[]	[]
Councilman Walborn	[]	[]	[]	[]
Councilwoman McCall	[]	[]	[]	[]
Councilman Collinsworth	[]	[]	[]	[]
Supervisor Kaiser	[]	[]	[]	[]

Carried

The Resolutions were thereupon duly adopted.

August 15, 2012

Terry Smith, Town Clerk
Town of Romulus

TOWN OF ROMULUS

David Kaiser, Supervisor
Terry Rose-Smith, Town Clerk
James I. Williamson, Superintendent of Highways
Kyle Collinsworth, Councilman
Gordon Carroll, Councilman
Ralph Walborn, Jr., Councilman
Barbara McCall, Councilwoman



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CLERK AUTHORIZED TO ADVERTISE RESOLUTION #57-12

WHEREAS, the Romulus Town Board has requested the Romulus Town Clerk to advertise for the budget workshops that will be held for the 2013 Town of Romulus budget therefore be it

RESOLVED, the Town Clerk is hereby authorized to advertise the dates and times for the budget workshops

This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to vote on roll call, which resulted as follows:

Motioned by:

Seconded by:

	<i>Yea</i>	<i>Nay</i>	<i>Absent</i>	<i>Abstain</i>
Councilman Carroll	[]	[]	[]	[]
Councilman Walborn	[]	[]	[]	[]
Councilwoman McCall	[]	[]	[]	[]
Councilman Collinsworth	[]	[]	[]	[]
Supervisor Kaiser	[]	[]	[]	[]

Carried

The Resolutions were thereupon duly adopted.

August 15, 2012

Terry Smith, Town Clerk
Town of Romulus

TOWN OF ROMULUS

David Kaiser, Supervisor
 Terry Rose-Smith, Town Clerk
 James I. Williamson, Superintendent of Highways
 Kyle Collinsworth, Councilman
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ACCEPT RESIGNATION OF ZONING BOARD MEMBER- CHAIR RESOLUTION #58-12

WHEREAS, the Town Board of the Town of Romulus received a letter of resignation from Dr. Joella Rand for her position as Zoning Board Member-Chair and

WHEREAS, for personal reasons it has become impossible for her to continue to hold this position and therefore be it

RESOLVED, the Town Board will regretfully accept this letter of resignation and be it

FURTHER RESOLVED, our sincere regrets and acknowledgement of the town appreciation for Dr. Joella Rand's outstanding efforts over the past years.

This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to vote on roll call, which resulted as follows:

Motioned by:

Seconded by:

	<i>Yea</i>	<i>Nay</i>	<i>Absent</i>	<i>Abstain</i>
Councilman Carroll	[]	[]	[]	[]
Councilman Walborn	[]	[]	[]	[]
Councilwoman McCall	[]	[]	[]	[]
Councilman Collinsworth	[]	[]	[]	[]
Supervisor Kaiser	[]	[]	[]	[]

Carried

The Resolutions were thereupon duly adopted.

August 15, 2012

Terry Smith, Town Clerk
 Town of Romulus

TOWN OF ROMULUS

David Kaiser, Supervisor
Terry Rose-Smith, Town Clerk
James I. Williamson, Superintendent of Highways
Kyle Collinsworth, Councilman
Gordon Carroll, Councilman
Ralph Walborn, Jr., Councilman
Barbara McCall, Councilwoman



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RESOLUTION INTRODUCING PROPOSED LOCAL LAW NO. BB OF THE YEAR 2012: A local law to permit the appointment of alternate members to the Planning Board of the Town of Romulus RESOLUTION #59-12

WHEREAS, it has been recommended by the town planning that it is in the best interests of the Town that there be introduced a Local Law as follows:

SECTION 1. LEGISLATIVE INTENT

This local law shall apply to the appointment, terms, functions and powers of alternate member appointed to serve on the Planning Board in the Town of Romulus.

SECTION 2. DECLARATION OF POLICY

It is sometimes difficult to maintain a quorum on the Planning Board because members are ill or on an extended vacation or find they have a conflict of interest situation on a specific matter before the board. In such instances, official business cannot be conducted which may delay or impede adherence to required timelines. According to informal opinions of the New York State Attorney General, town boards may utilize their authority to amend or supersede provisions of the Town Law to modify the structure of planning boards [1987 Op Atty Gen (Inf) 117; 1986 Op Atty Gen (Inf) 128; 1992 Ops Atty Gen (Inf) 1059]. The use of alternate members in such instances is hereby authorized pursuant to the provisions of this local law.

SECTION 3. DEFINITIONS

- A. "Planning Board" means the Planning Board of the Town of Romulus as established by the Town Board, pursuant to the provisions of Section 271 of the Town Law of the State of New York.
- B. "Member" means an individual appointed by the Town board to serve on the Town Planning Board pursuant to the provisions of the local law or ordinance which first established such Planning Board.
- C. "Alternate Member" means an individual appointed by the Town Board to serve when a regular member is unable to participate on an application or matter before the Planning Board, as provided herein.

SECTION 4. AUTHORIZATION/EFFECT

- A. The Town Board of the Town of Romulus hereby enacts this local law to provide for appointing “alternate” members of the Planning Board. These alternate members would serve when permanent members are absent or unable to participate on any matter before the Planning Board.
- B. Alternate members of the Planning Board shall be appointed by the Town Board of the Town of Romulus at the town board’s annual reorganizational meeting, for a term of (1) year with the term to expire on December 31 of each year.
- C. The chairpersons of the Planning Board may designate an alternate to substitute for a permanent member when such member is unable to participate on any matter before the board. When so designated, the alternate member shall possess all the powers and responsibilities of such permanent member of the board. Such designation shall be entered into the minutes of the initial planning board meeting at which the substitution is made.
- D. All provisions of state law pertaining to Planning Board member eligibility, vacancy in office, removal, compatibility of office and service on other boards, as well as any provisions of a local law/local ordinance relating to training, continuing education, compensation and attendance, shall also apply to alternate members.

SECTION 5. SUPERSESSION OF NEW YORK STATE TOWN LAW

This local law is hereby adopted pursuant to the provisions of Section 10 of the New York State Municipal Home Rule Law and Part 10 of the New York State Statute of Local governments. It is the intent of the Town Board pursuant to Section 10 of the New York State Municipal Home Rule Law, to supersede the provisions of Section 271 of the Town Law relating to the appointment of members to the Town Planning Board.

SECTION 6. MISCELLANEOUS

- A. This Local Law shall be deemed to supersede and repeal any other Local Laws to the extent therein inconsistent herewith.
- B. If any part of the Local Law shall be judicially declared to be invalid, void, unconstitutional or unenforceable, all unaffected provisions hereof shall survive such declaration and this Local Law shall remain in full force and effect as if the invalidated portion had not been enacted.
- C. Nothing herein shall be deemed a waiver or restriction upon any rights and powers available to the Town of Romulus to further regulate the subject matter of this Local Law.

SECTION 7. EFFECTIVE DATE

This Local Law shall become effective upon filing with the Secretary of State of the State of New York, as required by the Municipal Home Rule Law.

AND NOW, THEREFORE, BE IT RESOLVED that Proposed Local Law No. BB of the Year 2012: “A local law to permit the appointment of alternate members to the Planning Board of the

Town of Romulus” be and the same is hereby introduced before the Town Board of The Town of Romulus, New York; and

BE IT FURTHER RESOLVED that copies of the aforesaid proposed local law be laid upon the desks of each member of the Town Board; and

BE IT FURTHER RESOLVED that the Town Board hold a public hearing on said proposed Local Law at the Town Office Building, 1435 Prospect Street, Willard, New York 14588 at 7:30 p.m. on the 19 day of September, 2012; and

BE IT FURTHER RESOLVED that the Town Clerk Post copies on the official bulletin board(s) of the Town and publish or cause to be published a notice of said public hearing in the official newspaper of the Town and must conspicuously post notice of the time and place of same upon the town’s official website at least ten (10) days prior thereto.

This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to vote on roll call, which resulted as follows:

Motioned by:

Seconded by:

	<i>Yea</i>	<i>Nay</i>	<i>Absent</i>	<i>Abstain</i>
Councilman Carroll	[]	[]	[]	[]
Councilman Walborn	[]	[]	[]	[]
Councilwoman McCall	[]	[]	[]	[]
Councilman Collinsworth	[]	[]	[]	[]
Supervisor Kaiser	[]	[]	[]	[]

Carried

The Resolutions were thereupon duly adopted.

August 15, 2012

Terry Smith, Town Clerk
Town of Romulus

TOWN OF ROMULUS

David M. Kaiser, Supervisor
 Terry Smith, Town Clerk
 James I. Williamson, Highway Superintendent
 Gordon Carroll, Councilman
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ACCEPT QUOTE TO REDESIGN TOWN OF ROMULUS WEBSITE RESOLUTION # 60-12

RESOLVED, the Romulus Town Board hereby accepts the quote of \$1,587.00 from Fingerlakes1.com to redesign the Town of Romulus website with a fresh look and feel, and be it

FURTHER RESOLVED, Fingerlakes1.com is to start work as soon as their schedule permits

This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to vote on roll call, which resulted as follows:

Motioned by:

Seconded by:

	<i>Yea</i>	<i>Nay</i>	<i>Absent</i>	<i>Abstain</i>
Councilman Carroll	[]	[]	[]	[]
Councilman Walborn	[]	[]	[]	[]
Councilwoman McCall	[]	[]	[]	[]
Councilman Collinsworth	[]	[]	[]	[]
Supervisor Kaiser	[]	[]	[]	[]

Carried

The Resolutions were thereupon duly adopted.

August 15, 2012

Terry Smith, Town Clerk
 Town of Romulus

Account#	Account Description	Fee Description	Qty	Local Share
A1255	Conservation	Conservation	3	7.99
	Marriage License	Marriage Fee	1	17.50
	Misc Fee	Certified Copies	2	20.00
			Sub-Total:	\$45.49
A2540	Wagering Fees	Bingo Proceeds	5	56.95
			Sub-Total:	\$56.95
A2544	Dog Licensing	Female, Spayed	3	15.00
		Female, Unspayed	3	30.00
		Male, Neutered	6	30.00
		Male, Unneutered	6	60.00
			Sub-Total:	\$135.00
A2555	Building Permits	Building Permit	5	125.00
			Sub-Total:	\$125.00
Total Local Shares Remitted:				\$362.44
Amount paid to: NYS Ag. & Markets for spay/neuter program				36.00
Amount paid to: NYS Environmental Conservation				137.01
Amount paid to: State Health Dept.				22.50
Total State, County & Local Revenues:		\$557.95	Total Non-Local Revenues: \$195.51	

To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Terry L. Smith, Town Clerk, Town of Romulus during the period stated above, in connection with my office, excepting only such fees and monies the application of which are otherwise provided for by law.

Supervisor

Date

Terry L. Smith

Town Clerk

7/31/12

Date