

**Regular Town Board Meeting**  
**August 17, 2005**

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

**Roll Call:** Supervisor David Kaiser Present  
Councilman Robert Gerlach Present  
Councilman Ralph Walborn, Jr. Present  
Councilwoman Barbara McCall Present

**Others Present:** Town Clerk, Terry Smith Present  
Planning Board Chairman, David Hayes Present  
Code Enforcement Officer, Lee Hoaglan Present  
Highway Superintendent, Jim Williamson Present  
Dog Control Officer, Aaron Covert Present  
Ovid Gazette, Neil Chaffee Present  
Residents 4

**Approval of Minutes:** Councilman Ralph Walborn, Jr. Made a motion to accept the Minutes from the July 21, 2005 Board Meeting  
Councilman Robert Gerlach Seconded the Motion;  
Carried Unanimously

**Petitioners to the Board:** None

**Communications:**

- a. Blue Choice – Specialty Medications – A change in our policy regarding medications. Any person on our policy that has to have specialty drugs, will have to go to a specialty pharmacy.
- b. Bishop Sheen Housing Foundation – Sharing with us their annual report but neglected in sending the report to us.
- c. Budget Schedule – 2006. See Attached.

**Code Enforcement Officer**

Monthly Report attached.

Property Maintenance Letters

- i. Variance Request denied. – Kathy Poorman I talked to the owners father who is going to move the shed to be in compliance.
- ii. Lawn Maintenance – William Casey McDonald Mr. Casey claims that he doesn't have to cut his lawn below the 10" as it is not an agricultural area. He has the animals because of a loop hole in the law. He is not using that as pasture. He has a small fenced in area. It could become a Health Dept. issue. We are talking probably about an acre out back of where his house is. I would like to get the Seneca County Code Enforcement and Seneca County Health Dept. to go out there and see what

their interpretation is. Mr. Casey is quoting in his letter what Mr. Mahar wrote to him and said “ As long as your pasture is not too close to your buildings”. This pasture is approximately 8 feet from his back door. Supervisor Kaiser wanted to know if this was all one deed. Mr. Hoaglan said that it was all one deed. We are not asking to cut it down short but down the required 10”. Councilman Gerlach feels that we also should be checking out other possible violators as well in the Town of Romulus. He also said that there is possibly of another 12 violators. One concern stated by Councilwoman McCall is that because it has been so dry lately that it will become a fire hazard if it is close to other buildings. The new business called the Shopper will be moving into the office where Jim McKee has his storage units. Mr. Hoaglan thought maybe the Board might want to send a letter of congratulations on their new business.

**Planning Board’s Report – See Attached minutes.**

There will be a Public Information Hearing 8/29/05 at 7:00 PM.

The four items to be discussed will be;

1. Property Maintenance Code – We will be going over it to add it to the Zoning as Article 14.
2. Take the existing Mobile Home Code which is dated 1973 and add that to the zoning as Article 13 and then go over some of the modifications that we are going to add to that Mobile Home code to conform with current standards that we have already in the town.
3. Also, we are going to add to article 8 Sub Division Level South Towers, Zoning for South Towers which we don’t have in place now.
4. There is going to be a change in the Agriculture use Definition. We are going to eliminate “ except animals or crops raised for personal consumption or recreational purposes” which leaves the door open for many other problems.

The Sub-Division of the Seneca Army Depot Property is anticipated to be transferred by deed of the Depot’s Planned Industrial Development Area and Warehouse Area from Department of Army in September 2005. The IDA will immediately transfer this property to Seneca Depot LLC., Aspen Square Management and Seneca County. The roads will be maintained by the Seneca Depot LLC and the others with have right of ways.

Supervisor Kaiser asked Mr. Hayes, if pastures are allowed in a residential area. Mr Hayes said, “That would be the other part of what we are considering residential areas and hamlets. That would be under Agricultural use of pasture. So if Agricultural use would get rid of the exemption that caused all the problem and we should never had an exemption in there to begin with.

Open Burning – Supervisor Kaiser asked Mr. Hayes if this section in compliance with current DEC Law? It is my understanding that any burning that interferes with neighbors cannot be burning. You cannot

burn anything if it interferes with neighbors. Mr. Hayes said nothing can be burned if you neighbor complains. What this allows is burning twigs, leaves, papers etc. but no garbage. If the neighbors complain about the smoke that it has to be extinguished.

Supervisor Kaiser asked about general #1, "The exterior of a structure shall be maintained in good repair, structural sound and sanitary. All surfaces should be painted and be free of peeling, or flaking paint. Does this exclude barns, sheds and other buildings?" There are a lot of old barns in our town. Does that mean that they are going to have to be painted? It is not very clear as written.

**Highway Superintendent's Report** See Attached.

We did get cattle crossing signs up for Pam Armitage. She had requested them because of the cars that travel that road at excessive speed. We tore up Kendal Road Spur this week and will have it all run a crushed. We tore up one complete intersection and rebuilt that. We won't be putting stone on that until probably September 2005. Councilman Gerlach asked Mr. Williamson why the entrance to the highway was built up so much. Mr. Williamson said that the State does not do the approaches when they repave. This causes a big drop when entering the side road.

Mr. Bowen, local resident asked Mr. Williamson "of there would be something done about the ditches running over when it rains". Mr. Williamson replied that it is on the schedule for this fall to be cleaned etc. Mr. Bowen also thanked Mr. Williamson for cutting the brush from the corner of Kinne Road and Blaine Road.

Supervisor Kaiser also wanted to know if the strands of barbed wire had been cut from our street signs? Mr. Williamson said "that he had taken them off the signs but that there is still one attached to the curve sign on the Blaine Road.

Councilman Walborn, Jr. wanted to know if someone could fill in a couple of holes on Main Street by the Schrader Residence. Mr. Williamson said he would take care of it.

**Dog Control Officer's Report** See Attached. It was very quiet this month.

**Bookkeeper's Report** - See Attached. The schedule has been handed out for the upcoming workshops.

**Water Commissioner's Report** - Nothing to report.

**Supervisor's Report** - A notice came in the mail today August 21, 2005, concerning the Town Clerk Association Conference at the Ramada Inn, on September 19, 2005 and our Clerk would like to attend this meeting. The town will pay for the registration fee and the mileage. I will be asking tonight for a resolution to cover the expenses of that conference.

As you know, on August 27, 2005, the Town is planning a Block Party on Second Street in Willard from 2:00 PM to 10:00 PM. We are allowing parking along County Road 132, and at Hernon Park. We are going to have several bands, who volunteer their services to us. Alice Detrich a local country western singer will be here. We are looking for volunteers to bake cakes, brownies, pies and cupcakes. Contact one of the ladies in the office if you would like to volunteer. There will be games for kids of all ages. There will be a ring toss, fishing game, dart game, and for the older kids a basketball tournament. There will not be a loser. A prize everytime. Mary Unger will be doing different things with balloons and Pam Lane will be doing face paintings. Lenny Church will be cooking hamburgers, hot dogs, salt potatoes. Terry Smith will be under an umbrella selling ice cream. All the proceeds will be going to the development of the ball field at Hernon Park in memory of Tommy Davis the young teenager who was killed on the main highway riding his bicycle a few years ago. One of the purposes for this day, is to bring all our small communities together for an outing and to meet or renew friendships. Maybe this day will be back times as they once were when neighbors got together and enjoyed lifes little pleasures before all our lives got so hectic. Please come and have a good time.

**Committee's Report** - Next meeting is September 26, 2005 @ 4:00 PM

**Old Business** The Genesee/Finger Lakes Planning Council, Preparing Main Street Project grant has been denied. We still pursuing grant money for the sidewalk project that we want to undertake.

**New Business** – No new business.

**Resolutions:**

Verifications of Payables  
Resolution 59-05  
Motioned by Councilman Robert Gerlach  
Seconded by Councilman Ralph Walborn, Jr.  
Motion Carried:

Authorize Zoning Code Officer to Attend Conference  
Resolution #60-05  
Motioned by Councilman Ralph Walborn, Jr.  
Seconded by Councilwoman Barbara McCall  
Motion Carried:

Authorize Town Clerk to Attend Conference  
Resolution #61-05  
Motioned by Councilman Robert Gerlach  
Seconded by Councilman Ralph Walborn, Jr.

Motioned Carried:

**Town Clerk's Report** See Attached.

Motioned to accept report by Councilman Gerlach

Seconded by Councilwoman Barbara McCall

Motion Carried:

Notice the the South Seneca Sportsman Club renewing their Liquor License.

Applications for the Local Government Records Management Improvement Fund Grants that have to be done and turned in by December 1, 2005

**Meeting adjourned:**

Motioned: Councilman Robert Gerlach

Seconded: Councilwoman Barbara McCall

Motion Carried: