

REGULAR MEETING
WOLCOTT TOWN BOARD - April 20th, 2021

A regular meeting and public hearing of the Wolcott Town Board was held Tuesday, April 20th, 2021, at 6:00 PM at the Town Hall with the following people present:

PRESENT - Supervisor - Lynn Chatfield
Councilman - Adam Ellis, Jr.
Councilman - Daniel Youngman (Arrived at 6:03 PM)
Councilwoman - Lori Furguson
Councilman - Derek Ceratt

OTHERS PRESENT - Jessica Freer, Town Clerk; Amber Roberts, Assessor/Supervisor's Clerk; Don Camp, Code Enforcement Officer; Zach Decker, Highway Superintendent; Karli Starczewski, Assessor's Clerk, Paige Starczewski, 5835 Delf Dr., Wolcott; Mary Bundy, 11971 Wheeler Rd., Wolcott; Rod VanDerWater - Architect, 7515 Morgan Rd., Liverpool; Ron Lancy, 11972 Cottage Rd. #1, Wolcott, Deb Hall, Times of Wayne County; Chris Bauer, Deputy Highway Superintendent; Robert Milliman, 7008 Lawville Rd., Wolcott,

Copies presented to the Town Board:

1. Minutes of March 16th, 2021 (Regular Meeting)
2. General Fund Claims (Unaudited)
3. Highway Fund Claims (Unaudited)
4. Port Bay SD Fund Claims (Unaudited)

The Supervisor's, Town Clerk's, Justices, Code Enforcement Officer's and Highway Superintendent's reports were presented to the Town Board.

Supervisor Chatfield called the meeting to order at 6:00 PM.
Pledge of Allegiance -

GENERAL BUSINESS -

Mary Bundy attended the meeting to ask why a property she owns on East Port Bay Road is being charged a PBSB Debt Service Charge. The Board stated everyone in the Port Bay Sewer District is charged a debt service. Mary said that her property is vacant and will not be sold in the future and would like the charge to be removed. Lynn said the Board would look into answering her questions next month when information can be gathered.

Mary Bundy left the meeting at 6:07 PM

GENERAL CORRESPONDENCE - No Correspondence this month.

A motion was made by Derek Ceratt, seconded by Adam Ellis, to accept the minutes of March 16, 2021 and departmental reports.

VOTE - AYES 5 NAYS 0 .

ABSTRACT OF CLAIMS -

GENERAL ACCOUNT - Claims #95 thru #126 - total - \$8,558.46

HIGHWAY ACCOUNT - DA Town wide & DB Outside - total - \$24,737.91

PORT BAY SD - Claims #15 thru #18 - total - \$792,639.35

A resolution was presented by Adam Ellis, moved by Derek Ceratt, seconded by Dan Youngman "Be it RESOLVED to pay General, Highway and Port Bay SD account claims as presented." VOTE - AYES 5 NAYS 0 .

ASSESSOR/SUPERVISOR'S CLERK - Amber Roberts

1. RESOLUTION #22-21 ALLOWING THE SUPERVISORS CLERK TO TRANSFER \$96,861.32 FROM CHIPS MONIES AND AUCTION SALE TO HIGHWAY EQUIPMENT RESERVE -

The following resolution was presented by Derek Ceratt, moved by Dan Youngman, seconded by Adam Ellis,

WHEREAS, the Highway Superintendent had received his reimbursement of CHIPS monies in the amount of \$71,291.32; and

WHEREAS, the Highway Superintendent also received payment from a piece of equipment that was sold in the amount of \$25,570.00; and

WHEREAS, the total amount of these monies is \$96,861.32; and

WHEREAS, the Highway Superintendent would like this money to go into Highway Equipment Reserve for a future equipment purchase,

NOW, THEREFORE, BE IT RESOLVED, to allow the Supervisor's Clerk to transfer \$96,861.32 to Highway Equipment Reserve.

VOTE - AYES 5 NAYS 0 .

2. Amber said she has submitted the Tentative Roll to Wayne County, the next step is the Board of Assessment Review and she hopes it is an easy year.

3. Amber said she is continuing to work on things for the 2022 update. Amber explained that there have been issues with her RPS program and has been patiently waiting for NYS to help fix those issues to no avail.

HIGHWAY - Zach Decker-

1. Zach said trucks are painted and have switched most of the equipment for summer jobs.

2. Zach said his plan for paving some roads near Blind Sodus Bay this year and culvert work.

3. T.J. Azzolina has resigned from his position at the Highway Department, he has since hired on Bob Milliman full-time to fill his position.

4. Mark Podlesh has been in contact with Zach about his property at the end of Ingersoll Drive, and bringing the property up to specifications and turning it over to the Town. Zach said the Town of Wolcott does not have specifications regarding these things but Town of Huron does, Zach said he will also consult Wayne County Highway Department and get their opinion of what should be done.

HIGHWAY - (cont' d)

5. Zach said he will start to get quotes on trucks due to the fact that it takes over a year for them to be delivered once ordered.

6. Lynn said the Red Creek Mayor had contacted him about the Town putting in sidewalks from Red Creek School to the Village line, Lynn said he would speak to Zach. Zach said it is a Wayne County Road and they would have contact them if they wanted to do this.

CODE ENFORCEMENT OFFICER - Don Camp

1. Don has Special Permit #3-2021 for Brandon Casterlin has moved a 1987 Mobile Home to 8087 Larkin Road. Don said he made Brandon fill out a special permit application but after reviewing the Local Law he doesn't feel it falls into those exact criteria. Don showed pictures of the mobile home to the Board, Don said there had previously been a mobile home on the land but that was demolished. The Board seemed divided on the issue due to some about the safety concerns about the mobile home being 34 years old and decided to table the decision until next month.

2. Special Permit Request - Dollar General/Griffith Engineering
Near 6523 Route 104A
Red Creek, NY 13143

Code Enforcement Officer, Don Camp, presented Special Permit Request #1-2021, which was brought before the Town Board February 16, 2021 at which time a negative impact was declared on the environment and signed by the Supervisor.

Request regarding Town of Wolcott Local Law #1-2000 Section 501-C which requires a special permit to place a commercial establishment in an agricultural district. Griffiths Engineering would like to build a 141' x 71' structure on a portion of 6523 Route 104A for a new Dollar General (there is no exact address or Tax Map number as the property has just recently been split a new address and number need to be created). The permit was sent to the County Planning Board on March 31, 2021 with the following comments: Permission needed from NYS Department of Transportation for driveway, parking, ect., property be aesthetically pleasing, proper storage of materials, emergency services area, snow maintenance, storm water management. The local Board of Appeals approved the project unanimously.

RESOLUTION #23-21 DOLLAR GENERAL/GRIFFITHS ENGINEERING SPECIAL PERMIT #1 -

The following resolution was presented by Dan Youngman, moved by Derek Ceratt, seconded by Lori Furguson,

BE IT RESOLVED, that the Wolcott Town Board approve the request of Dollar General/Griffiths Engineering and the recommendation of the local Board of Appeals to the Town Board. VOTE - AYES 5 NAYS 0 .

CODE ENFORCEMENT OFFICER - (cont'd)

3. Special Permit Request - Bryan Poppvici
7835 Eagle Road
Wolcott, NY 14590
75119-11-667597

Code Enforcement Officer, Don Camp, presented Special Permit Request #2-2021, which was brought before the Town Board February 16, 2021, at which time a negative impact was declared on the environment and signed by the Supervisor.

Request regarding Town of Wolcott Local Law #1-2000 Section 502-C which states special permits are required to build single-family dwellings on less than one acre of land in a waterfront area. Bryan Poppvici had previously demolished his cottage at 7835 Eagle Road, he would like to build a new cottage, bigger than what was previously there.

The Board of Appeals has met twice on the subject of the new structure. Mr. VanDerWater spoke to the Board of Appeals as there was a question about the height of the building and floodplain. Mr. VanDerwater was in contact with DEC and Don about the floodplain and will work around the issue. A neighbor had concerns about a dock; Don said the Town does nothing with docks. A different neighbor had concerns about a utility line, which had been taking care of by going underground. The Board of Appeals voted unanimously to approve the special permit continued with attention to the floodplain. The Wayne County Planning Board met on March 31, 2021 and recommend approval of the permit, with the following conditions: The proposed development should be designed and implemented as should not implement adjacent properties owners view of Port Bay in the extent possible. One neighbor felt they would be losing view of the Bay, Don said there is nothing in the Local Law about a view and the Town does not address heights of buildings for view. Rod VanDerWater attended the meeting tonight as a representative to the property owner Bryan Poppvici. Mr. VanDerWater explained that the property has been cleared of debris and had pictures for the Board to review. Don has been in further contact with DEC about the flood zone, they suggested a certified professional to declare if it's in a floodplain or not. If the property is further planning is needed by the homeowner to ensure the proper compliance. Mr. VanDerWater is going to get a surveyor out to the property to do the proper grading.

RESOLUTION #24-21 BRYAN POPPVICI SPECIAL PERMIT #2 -

The following resolution was presented by Dan Youngman, moved by Lori Furguson, seconded by Derek Ceratt,

BE IT RESOLVED, that the Wolcott Town Board approve the request of Bryan Poppvici if the question of a basement in and/or out of a floodplain is resolved and the recommendation of the local Board of Appeals to the Town Board.

VOTE - AYES 5 NAYS 0.

4. Don had a question about a resident building an “unattached” deck on a cottage and if they need a special permit if they are not expanding the building, Don said the deck would be unattached but close enough to look attached. Based on the description of the project a special permit would be needed by the homeowner.

CODE ENFORCEMENT OFFICER - (cont'd)

5. Scott King contacted Lynn and was interested in doing dye testing for the Port Bay Sewer District residents that have not utilized the sewer. Scott is certified and would charge \$80.00 a test to residents; homeowners are more than welcome to use a different person/company as long as their certified to do so.

6. Derek said there are seven residents that have outstanding components that are not in compliance. Derek said Wayne County Water & Sewer Authority is willing to send a letter to these residents explaining what needs to be done to be in compliance and if not done by a certain date the service will be shut off, Derek is asking if the Board approves of this approach. The Board agreed on a date of July 1st, 2021 for a date for the seven residents.

TOWN CLERK - Jessica Freer

1. Jessica said she has finalized her tax collection, written out final checks to the Wayne County Treasurer and Lynn. She gave a copy of the report to the Board to overview. Jessica said 84.5% of the Taxes for Town have been paid.

2. Jessica said the Standard Workday & Reporting Resolution will be done next month.

SUPERVISOR - Lynn Chatfield

OLD BUSINESS -

1. Land Use Code - Lynn said Bob Milliman is still working on this.

2. Security System - Jessica said she has a system in her office; it just needs to be installed.

3. Brown/Wadsworth Road Water District - Amber said a Final Budget Report has been created, it will be sent to Rural Development next. Amber is just waiting any final bills to be sent in then hopefully the project should come to a close soon after.

4. Port Bay Sewer District - There is top soil and grass seed to be laid down on Phase II, but almost complete as well.

5. Building Maintenance - Lynn said he brought up the screens for the Courtroom; they just need to be put in. Someone will be in contact with Cody Lapp about a sign for the Town Hall and landscape.

- Landscape around building
- Sign for Building
- Courtroom Window Screens
- New Keys
- WIFI for court and guests down
- Phone lines

6. Blind Sodus Bay Water District - USDA Rural Development office the Town is going through now is Canton instead of Canandaigua. No grant money for this year for the Water District on Blind Sodus Bay Road when we have the Special Meeting we will talk to Emily at MRB for help with this.

7. Town Attorney - Matthew has sent a commitment for the Town to look over it is a contract for his services until December 31, 2021.

SUPERVISOR - (cont'd)

NEW BUSINESS -

1. Hojack Trail/Old Railroad - Lynn said a 4-wheeler club wants to open the trail for public use; it was brought up to the County, the County has a local law against this.
2. The workshop for Emily at MRB will be on May 11th, 2021 at 5:00PM to discuss Stimulus money and grant funds.
3. Lynn said there will be Caucus on Thursday June 24th, 2021, there will be more information next month.

Privilege of the Floor was offered.

Executive Session -

A motion was made by Lori Furguson, seconded by Derek Ceratt to move into executive session at 7:31 PM to discuss matters relating to the financial history of a corporation (All non-board members left the meeting except Amber, Zach and Jessica who were asked to stay).

VOTE - AYES 5 NAYS 0 .

Close Executive Session -

A motion was made by Dan Youngman, seconded by Adam Ellis to close executive session at 7:55 PM. VOTE - AYES 5 NAYS 0 .

The next regular meeting of the Wolcott Town Board will be held May 18, 2021 at 6:00 PM at the Town Hall.

A motion was made by Lori Furguson, seconded by Derek Ceratt, to adjourn the meeting at 7:59 PM.

Respectfully submitted,

Jessica Freer

Town Clerk