

TOWN OF LEICESTER
REGULAR BOARD MEETING
TUESDAY, MAY 21, 2019
7:00P.M.

The regular Meeting of the Leicester Town Board was held on Tuesday, May 21, 2019 at 7:00 p.m. at the Leicester Town Hall.

Present: Dave Fanaro, Town Supervisor; Karen Roffe, Matt Durbin, Jerry Hull, Joni Santucci, Council Members; Russ Page, Highway Superintendent; Amy Neumann, Town Clerk.

Others: Renee Fanaro, Don Oberlin, James Kane, Donald Kane, Carol Griffen, Paul Griffen, Bill Radley.

Minutes: A Motion to adopt the minutes from April 16, 2019 Regular Board Meeting was made by Joni Santucci, and Seconded by Matt Durbin. Motion Carried. Ayes 5, Noes 0.

Financial Report: A Motion was made to approve by Karen Roffe, and Seconded by Jerry Hull. Motion Carried. Ayes 5, Noes 0.

HIGHWAY SUPT. REPORT

MAY 2019

- Cleaned up and removed the snow and ice equipment off all the trucks.
- Preparing equipment to grade the dirt roads.
- Created summer road work proposals.
- Made a pass around town filling potholes with cold patch.
- Supplies trucks to the Livingston County Hwy. Dept. removing spoils from cleaning the cemetery.
- Hauling stone and gravel into our stockpiles.
- Cleaned portions of ditch and replaced a driveway pipe for Dan Swyers on Dunkley Road.
- Rolled the Village Park and Community Center Lawns.
- Cleaned a portion of ditch for Swede Farms on Covington Road.
- Set sign posts for the new Village Directory sign in the Village Park.
- Replaced the "Dead End" sign at North St. and Main St. for the Village.
- Cleaned a portion of ditch and installed a driveway pipe for John Noble on Coverdale Road.
- Cleaned up excess dirt on a number of cemetery plots.
- Some equipment repair and maintenance.
- Supplies trucks to the Livingston County Hwy. Dept. on Federal Road in the T/O York for their tile project.

“WATER BUSINESS”

- Finished the replacement of the portion of water main on Brown rd., waiting for the Liv. Co. Health Dept. to approve so it can be tied in.
- Replaced the Village water main from house #30 to Jones Bridge Rd. on Rte. 36, currently tying in the main and connecting the services.
- Fair amount of flushing, chlorinating and testing of those water mains installed for the Town and Village.
- Flushed the Town water system.

10 Wheeler: Russ Page reports the estimated finish date on the 10 Wheeler is June 12th, 2019. Russ Page also reports as per previous conversations concerning the vehicle he drives, he has done no research as of to date for trading in or resale of his vehicle.

Larry Wilkins: A Motion was made by Matt Durbin to approve a \$2.00 raise per hour, and Seconded by Jerry Hull. Motion carried. Ayes 5, Noes 0.

OLD BUSINESS:

Solar Committee: Supervisor Fanaro discussed that on May 20, 2019 a draft copy of the Solar Law for the Town of Leicester was presented to the Town Attorney, James Campbell with the changes and they would like to meet again in 4 to 6 weeks.

NEW BUSINESS:

Resolution: A Motion by Karen Roffe, and Seconded by Joni Santucci to approve a Resolution to Restrict NYS Certified Ag-Land from being developed. Motion carried. Ayes 5, Noes 0.

Lateral Restrictions-Conditions on Future Service

The Town of Leicester imposes the following conditions, as warranted or recommended on the management of water/sewer lines located within the Route 36 Water District along portions of NYS Route 36, Kingston Road, and Covington Road within an Agricultural District:

- (1) The only land and/or structures which will be allowed to connect to the proposed waterline or sewer within an agricultural district will be existing structures at the time of construction, further agricultural structures, and land and structures that have already been approved for development by the local governing body prior to the filing of the Final Notice of Intent by the Municipality.

Land and Structures that have been approved for development refer to those properties/structures that have been brought before a local governing body where approval (e.g., subdivision, site plan, and special permit) is needed to move forward with project plans and the governing body has approved the action. If no local approval is required for the subdivision of land and/or the construction of structures, the municipality accepts the limitation under Public Health Law s1115 that defines a “subdivision,” in part, as “any tract of land which is divided into five or more parcels.” Water and/or sewer service will not be extended to the fifth and subsequent parcels where no local approval is required, and the land is located within a county adopted, State certified Agricultural District.

- (2) If a significant hardship can be shown by an existing resident, the lateral restriction to the resident's property may be removed by the municipality upon approval by the Department. It is the responsibility of the resident landowner to demonstrate that a hardship exists relative to his or her existing water supply or septic system and clearly demonstrate the need for public water or sewer service. The municipality shall develop a hardship application to be filed with the municipality, approved by the County Department of Health, and agree to by the Department of Agriculture and Markets.
- (3) If it can be demonstrated to the Department's satisfaction that the landowner requested the County to remove his or her land from an Agricultural District at the time of district review and the County legislative body refused to do so lateral restrictions may be removed by the municipality if the Department determines that the removal of the restriction for the subject parcel(s) would not have an unreasonably adverse effect on the Agricultural District.
- (4) If land is removed from a County adopted State certified Agricultural District and the district has been reviewed by the County legislative body and certified by Commissioner for modification, lateral restrictions imposed by the municipality are no longer in effect for the parcels of land that have been removed from the Agricultural District.

New Code review: Karen Roffe discussed a possible expansion on Route 36 as a B1 from Village to Town of Leicester town line. How code will intermingle with solar. Battery Storage for Board to think about. Battery Energy storage system Moratorium recommended from Attorney.

Audit Bills: A motion was made by Karen Roffe and Seconded by Matt Durbin to pay the bills as audited. Motion carried. Ayes 5, Noes 0.

Supervisor Discussion: Supervisor Fanaro discussed the following topics, Snyder Brothers, opening grave and topsoil and seeding in the future. Supervisor Fanaro met with Gibney Monuments. Restoration and Caretaker, Supervisor Fanaro asked Town Board to think about these topics between today and the next couple meetings.

Supervisor Fanaro discussed large branch that fell on May 20, 2019 in the Cemetery. Supervisor Fanaro reaching out to Koziel after the meeting today. We may have to amend the bill. Proposal from Russ to oil/Stone area in the Cemetery coming. The locator was found.

Adjournment: A Motion was made by Joni Santucci, and Seconded by Karen Roffe to adjourn at 8:00 p.m. Motion carried. Ayes 5, Noes 0.

Respectfully Submitted by:

Amy Neumann