

**TOWN OF LEICESTER**  
**REGULAR/PUBLIC HEARING BOARD MEETING**  
**TO AMMEND THE ZONING CODE**  
**TUESDAY, NOVEMBER 16, 2021**  
**7:00 P.M.**

The Regular/ Public Hearing Meeting of the Leicester Town Board was held Tuesday, November 16, 2021, at 7:00 p.m. at the Leicester Town Hall.

**Present:** David Fanaro, Town Supervisor; Karen Roffe, Matthew Durbin, Gerald Hull, Councilmembers; Russell Page, Highway Superintendent; James Campbell, Town Attorney; Amy Neumann, Town Clerk.

**Excused:** Joni Santucci, Councilmember

**Others:** Linc Swedrock, Ryan Schuyler, Jason Yasso.

**Pledge to the Flag:** Led by Town Supervisor, David Fanaro

**Open Public Hearing for Local Law to Amend the Zoning Code the Town of Leicester, Livingston County, New York to Modify Article VI, Section 609C:** Supervisor Fanaro opened the Public Hearing at 7:01 p.m. and will leave open for half hour. Public Notice was presented to each Councilmember and Supervisor. This was presented to the Livingston County Planning Board as well. Supervisor Fanaro asked if there are any questions or concerns regarding the Public Hearing. Hearing none, he proceeded to the next item.

**HIGHWAY SUPT. REPORT**  
**NOVEMBER 2021**

- Working at mowing the roadsides and the backside of the ditches.
- Helped the Village of Mt. Morris mill and pave Glenn Morris Ave.
- Did the Village leaf pickup on 10/25, 11/1 and 11/15
- Compiled and submitted the CHIPS, Pave NY and EWR paperwork to the State for the December 15<sup>th</sup> payment.
- Preparing equipment for winter.
- The last ten-wheel truck was inspected, and battery disconnect switch installed.
- Helped the T/O York shim blacktop on various roads and pave Chestnut Street.
- Applied some gravel to the big Hill of oaks Rd. off from Upper Mt. Morris Rd. (Edges of the road washed out earlier this year)
- Improved the turnaround on the dead end of oaks Rd. off Highbanks Rd. with some #2CR stone.

**“WATER”**

- Finished flushing the Town Hydrants.
- Some water meter repair.
- Routine testing and some stakeouts.
- A couple inspections of water service hookups o the Rte. 36 line.

- Transitioned from our labor force to Chris Young operating the Village water system, then covered for him this past week due to a death in his family.
- More flushing of the Rte. 36 watermain.

**Village Work Orders:** Covering for Chris at Village and filling in potholes.

**CHIPS:** Compiled December 15<sup>th</sup>,2021 payment coming all at once.

**Code Enforcement Report:** Report in packets any questions can be directed to Shawn Grasby.

**Old Business:**

**Sewer District Formation/Petitions:** At the work meeting, Supervisor Fanaro reports we had Guest Eric Weis from CPL, Town Engineer, had given him direction to move forward with that process. Hopefully we will have an idea of what that petition looks like at the December meeting so we can move forward. Also, in hopes that the Village of Leicester will move forward with us.

**Close Public Hearing:** Supervisor Fanaro, asked if there are any other questions before closing the public hearing? Hearing none, Supervisor Fanaro closed the Public Hearing at 7:16 p.m.

**SEQR: Type 1 Action**

**Part #1: Description of Project:**

**Actual Review happens in Part #2**

**Part #2: Questions read by Town Attorney James Campbell answered by whole Town Board and Supervisor.**

- 1.) no    10.) no
- 2.) no    11.) no
- 3.) no    12.) no
- 4.) no    13.) no
- 5.) no    14.) no
- 6.) no    15.) no
- 7.) no    16.) no
- 8.) no    17.) no
- 9.) no    18.) no

A Motion to adopt the answers as the official findings by Councilmember, Karen Roffe and Seconded by Councilmember, Gerald Hull.

Motion carried. Ayes 4, Noes 0.

**Part #3:** A Motion to declare a Negative Declaration was made by Councilmember, Karen Roffe and Seconded by Councilmember, Matthew Durbin.

Motion carried. Ayes 4, Noes 0.

A Motion to Approve the Town Supervisor to sign the SEQR Documents was made by Councilmember, Matthew Durbin, and Seconded by Councilmember, Gerald Hull.

Motion carried. Ayes 4, Noes 0.

A Motion was made to Authorize the Town Clerk to submit the Negative Declaration to the Environmental Lotus Bulletin by Councilmember, Karen Roffe, and Seconded by Councilmember Matthew Durbin.

Motion carried. Ayes 4, Noes 0.

A Motion to adopt the Local Law to amend the Zoning Code of the Town of Leicester, Livingston County, New York to modify Article VI, Section 609C. was made by Councilmember Karen Roffe, and Seconded by Councilmember Matthew Durbin.

Motion carried. Ayes 4, Noes 0.

**James Campbell, Town Attorney:** Presenting tonight to the Town Board a Proposed Local Law to override the tax levy limit established in General Municipal Law 3-C.

This may not have to be used. This is to preserve the timeline. We may cancel this Public Hearing.

A Motion to set the public Hearing will be for December 14, 2021, by Councilmember Karen Roffe, and Seconded by Councilmember, Gerald Hull.

Motion carried. Ayes 4, Noes 0.

#### **New Business:**

**Rt 36 Form E #10:** A Motion was made to approve by Councilmember Gerald Hull, and Seconded by Councilmember, Karen Roffe.

Motion carried. Ayes 4, Noes 0.

**Rt 36 Site Inspection Waiver:** A Motion was made to approve by Councilmember Matthew Durbin and Seconded by Councilmember Karen Roffe.

Motion carried. Ayes 4, Noes 0.

**Rt 36 Fine Line Pay App #8:** A Motion was made to approve Pay App #8 for \$68,552.42 by Councilmember Karen Roffe, and Seconded by Councilmember, Gerald Hull.

**White Creek Solar: Agreement for the Payment of Municipal Engineering and legal Expenses:** This is a Joint Solar Project for York and Leicester. Jerry Demming and Karen Roffe and James Campbell and Supervisor Fanaro met and agreed that the Town of Leicester would be the Stewards of the Escrow Account to pay bills out of for this project that is in York and Leicester. Developer requested that it be one account, same amount of money just held and collected by the Town of Leicester.

A Motion was made to adopt agreement and sign and date today by Councilmember, Karen Roffe, and Seconded by Councilmember Matthew Durbin.

Motion carried. Ayes 4, Noes 0.

**Minutes:** A Motion was made to adopt Board Meeting Minutes for September 21<sup>st</sup>, 2021, October 12<sup>th</sup>, 2021, and October 19<sup>th</sup>, 2021, by Councilmember Matthew Durbin, and Seconded by Councilmember Gerald Hull.

Motion carried. Ayes 4, Noes 0.

**Financial Reports:** A Motion was made to approve the Financial Reports by Councilmember Karen Roffe and Seconded by Councilmember Matthew Durbin.  
Motion carried. Ayes 4, Noes 0.

**Audit Bills:** A Motion was made to audit and pay the bills as presented by Councilmember Gerald Hull and Seconded by Councilmember Matthew Durbin.

General Fund A	Claim #256-276	\$ 33,693.77
General Fund B	Claim# -----	\$ -----
Highway DA	Claim # 86-91	\$ 3,605.03
Highway DB	Claim# 57-62	\$ 4,221.27
Water Capitol	Claim # -----	\$ -----
Street Lighting SL1	Claim # 11	\$ 203.77
Street Lighting SL2	Claim# 11	\$ 360.41
OLCWD	Claim# 91-96	\$ 1894.31
Total		\$ 43,978.56

Motion carried. Ayes 4 Noes 0.

**Communications:**

Livingston County Sheriffs Office Virtual Neighborhood Watch Information: Asking permission to access cameras to help fight crime and a data base at this moment for a camera access.

Comprehensive Meeting January 25<sup>th</sup>, 2022, Open House at Cuylerville Fire Department from 4:30 pm to 6:30 p.m.

**Russell Page:** Road name sign damage under bridge underpass on Jones Bridge Rd.

**Supervisor Fanaro:** Fence Follow up gave back to Russ to get taken care off. Last Supervisor spoke to them they raised the price. Asked if Russ could follow up and get scheduled.

**Councilmember Gerald Hull:** Water leakage and water revenue loss. Is Requesting Reports from OLCWD Water works for Quarterly Reports, amount used, amount billed.

**Adjournment:** A Motion was made to adjourn the Regular Board Meeting at 8:11 p.m. by Councilmember Karen Roffe and Seconded by Councilmember Gerald Hull.  
Motion carried. Ayes 4, Noes 0.

Respectfully Submitted,  
Amy Neumann, Town Clerk