

September 11, 2014

A Special Meeting of the Tyre Town Board was held Thursday, September 11, 2014 at 7:30 P.M. at the Band Hall Building, 616 Lamb Road, Tyre, NY to consider a second draft of a proposed local law which was introduced at the Town Board meeting of August 21, 2014, establishing a Moratorium on the Processing of Certain Land Use Applications. A budget workshop will also be held on the Town's calendar year 2015 budget. The Town Board may consider any other matter that may come before the board.

Pledge of Allegiance.

Roll Call: Supv. Ronald McGreevy-here, Councilman Reginald Aceto-absent, Councilman Joseph DelPapa-here, Councilman James Rogers-here, Councilman Thomas Thomson-here.

Also present: Planning Board Chairman Robert Seem, ZCEO David Page, Bookkeeper Nancy McGreevy, Kathleen Bennett - Bond, Schoeneck & King.

Have had roll call - quorum is present - meeting called to order at 7:30 P.M.

Minutes

Councilman Thomson moved, seconded by Councilman DelPapa and carried, that the reading of the August 21, 2014 minutes be dispensed with and they be accepted as written. Vote: Aye-4, Nay-0, Absent-1.

Public Comment

Former Supv. Patricia Amidon spoke of the need for substantial increases in wages for elected officials due to the proposed developments in the town. Progress costs money, but you can't have progress without spending money. Supv. McGreevy thanked Ms. Amidon for her opinion.

Moratorium on the Processing of Certain Land Use Applications

Kathleen Bennett, Bond, Schoeneck & King, presented a resolution scheduling a public hearing on a Local Law Establishing a Moratorium on the Processing of Certain Land Use Applications.

A discussion of the second draft of a Proposed Local Law which was introduced at the Town Board's August 21, 2014 meeting establishing a moratorium on the processing of certain land use applications and on the issuance of certain land use approvals and zoning permits exclusive of PUD Approvals, for multi-family residential, commercial or industrial developments in the Town of Tyre.

Robert Seem, Chairman of the Planning Board, was concerned that the proposed local law was not clear enough on the exclusion of any agricultural use or establishment. Councilmen Rogers and Thomson were of the opinion the local law should clearly state that any agriculture use or agricultural establishment is excluded in the provision of this moratorium.

Supv. McGreevy informed the board of a telephone call, received prior to the board meeting, from Jane Shaffer, Sessler Company, of their concern regarding development on their property in the next six months if the moratorium is adopted.

Ms. Bennett explained the moratorium is effective for six months after adoption. If the Town Board can adopt site plan and subdivision of property in a shorter period of time, the moratorium time could be shortened.

Chairman Seem was of the opinion the Planning Board could be researching site plan and subdivision information.

Public Hearing - Proposed Local Law No 5 of 2014

A Local Law Establishing a Moratorium on the Processing of Certain Land Use Applications and on the Issuance of Certain Land Use Approvals and Zoning Permits Exclusive of PUD Approvals, For Multi-Family Residential, Commercial or Industrial Developments in the Town of Tyre.

Councilman Thomson moved the following resolution:

1. The second draft of the proposed local law was duly introduced at a special meeting of the Town of Tyre Town Board on September 11, 2014; and
2. A Public Hearing will be held on October 16, 2014 at 7:30 P.M. at the Band Hall Building, 616 Lamb Road, Seneca Falls, NY 13148, in the Town of Tyre to consider the adoption of such local law as amended to include a specific provision excluding agricultural uses; and
3. The Town Board authorizes the Town Clerk to publish notice of the hearing five (5) days in advance; and
4. The Town Supervisor or Town Clerk is directed to refer the proposed law to the Seneca County Planning Board pursuant to General Municipal Law Section 239-m; and
5. The Town Supervisor or Town Clerk is directed to refer the proposed law to the Town of Tyre Planning Board and to the Town of Tyre Zoning Board of Appeals pursuant to the Town Zoning Law; and

6. This resolution takes effect immediately.
Councilman Rogers seconded this resolution and it was duly put to vote which resulted as follows:

	Yea	Nay	Abstain	Absent
Supervisor Ronald McGreevy	- X			
Councilman Joseph DelPapa	- X			
Councilman James Rogers	- X			
Councilman Reginald Aceto	-			X
Councilman Thomson	- X			

The resolution was thereupon duly adopted. Resolution and Local Law No. 5 of 2014 follows.

Special Legal Counsel - Travel Centers of America

Kathleen Bennett, Bond, Schoeneck & King, introduced a resolution concerning retention of special legal counsel to represent the town in connection with a petition for review of tax assessments by Travel Centers of America.

Councilman Rogers moved a Resolution of the Town Board for the Town of Tyre Concerning Retention of Special Legal Counsel to Represent the Town in Connection with a Petition for Review of Tax Assessments by Travel Centers of America.

Councilman DelPapa seconded this resolution and it was duly put to vote which resulted as follows:

	Yea	Nay	Abstain	Absent
Supervisor Ronald McGreevy	- X			
Councilman Joseph DelPapa	- X			
Councilman James Rogers	- X			
Councilman Reginald Aceto	-			X
Councilman Thomas Thomson	- X			

The resolution was thereupon duly adopted.
Resolution follows.

Planning Board - Vacancies

Robert Seem, Chairman of the Planning Board, discussed the fact of 3 vacancies on the Planning Board. The Planning Board recommended the name of Karen Thomson and requested that the Town Board appoint Ms. Thomson to fill an unexpired term which terminates December 31, 2014. The Planning Board expects to present 2 more names.

Councilman Rogers moved a resolution, seconded by Councilman DelPapa and adopted, that Karen Thomson, 475 County Road 105A-N, Savannah, NY 13146, be appointed to serve on the Planning Board to fill an unexpired term which began January 1, 2012 and terminates December 31, 2014. Vote:

	Yea	Nay	Abstain	Absent
Supervisor Ronald McGreevy	- X			
Councilman Joseph DelPapa	- X			
Councilman James Rogers	- X			
Councilman Reginald Aceto	-			X
Councilman Thomas Thomson	-		X	

The resolution was duly adopted.

Financial - Budget

Supv. McGreevy conducted a Budget workshop for the 2015 town budget. It is anticipated that the Tentative Budget for 2015 will be completed at the September 18, 2014 town board meeting.

Adjournment

Councilman Thomson moved, seconded by Councilman DelPapa and carried, that the meeting adjourn at 8:30 P.M. Vote: Yea-4, Nay-0, Absent-1.

Submitted by:

Elizabeth Sutterby
Town Clerk