

June 25, 2015

A Special Meeting of the Tyre Town Board was held Thursday, June 25, 2015 at 7:30 P.M. at the Band Hall Building, 616 Lamb Road, Seneca Falls, NY 13148, in the Town of Tyre, for the purpose of considering proposed modified site plans and an exterior sign package submitted to the town by Lago Resort and Casino, LLC., for the Lago Resort and Casino project (the "Modified Site Plan Documents"), which documents include proposed amendments to the Site Plan that was initially approved with conditions by the Town Board on June 12, 2014 and later approved with certain amendments with conditions on August 21, 2014.

Pledge of Allegiance.

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

Others present: Representing the Town: Attorney Virginia Robbins, Attorney Michelle Billington, Attorney Paul Reichel - Bond, Schoeneck & King; Mr. Adam Cummings - Engineer, Barton & Loguidice. Mr. Mike Simon - Engineer BME Associates - Lago Resort & Casino. Attorney Charles Shaffer.

Supv. McGreevy - Have had Roll Call - Quorum present - meeting called to order at 7:35 P.M.

Attorney Virginia Robbins, Bond, Schoeneck & King. spoke of the type of changes Engineer Mike Simon previously reported in the Modified Site Plan Documents and Exterior Sign Package for Lago Resort and Casino.

Engineer Adam Cummings, Barton & Loguidice, reviewed the Modified Site Plan changes.

Public Hearing - Town of Tyre Sewer District #1

Attorney Paul Reichel, Bond, Schoeneck & King, spoke of the work on the Municipal Agreement between Tyre and Seneca Falls when the district was formed in 2011, some errors were made.

Attorney Shaffer spoke of there being omissions. The IDA, by law, had to divest the sewer line in Tyre. If the IDA wanted to dedicate the line to Tyre, as its expense, it would possibly be accepted.

Attorney Reichel stated what was done previously was very "light". Tyre didn't have money for 3rd party review.

Sewer - Town of Tyre Sewer District #1

The original resolution heading read:  
"RESOLUTION SCHEDULING A PUBLIC HEARING  
REGARDING THE ESTABLISHMENT OF TOWN  
OF TYRE SEWER DISTRICT NO. 1"

The proposed amended resolution reads RATIFICATION AND APPROVAL.

Councilman Thomson moved a resolution, seconded by Councilman Rogers and carried, to omit the word ESTABLISHMENT and insert RATIFICATION AND APPROVAL. Vote: Yea-4, Nay-0, Absent-1.

Councilman Rogers moved a resolution, seconded by Councilman DeI Papa, and carried, to accept this modification in the heading. Vote: Yea-4, Nay-0, Absent-1.

Councilman Rogers moved a resolution, seconded by Councilman DeI Papa, that the Town Board adopt this resolution as amended.

The question of the foregoing resolution was duly put to a vote and upon roll call was as follows:

Supervisor Ronald McGreevy	Yea
Councilman James Rogers	Yea
Councilman Joseph DeI Papa	Yea
Councilman Thomas Thomson	Yea
Councilman Reginald Aceto	Absent

Vote: Resolution carried by vote of 4 to 1.

Repealing Local Law #5 of 2014 and Local Law #1 of 2015 - Moratorium

Councilman Thomson introduced a resolution, seconded by Councilman DeI Papa, Repealing Local Law #5 of 2014 and Local Law #1 of 2015 - moratorium.

The Town of Tyre on or about October 16, 2014 enacted Local Law #5 of 2014 establishing a 6-month moratorium on the processing of zoning permits and land use approvals for any multi-family, residential, commercial or industrial use and/or structure in the affected area, with the exception of any approvals and/or permits associated with the creation of a Planned Unit Development District, in order to allow the Planning Board and the Town Board an appropriate amount of time to create, develop and adopt the Town's first Site Plan review regulations and Subdivision regulations; and, on the 16th day of April 2015, the Town Board deemed it to be in the public interest to enact proposed Local Law #1 of 2015 thereby extending

the moratorium established by Local Law #5 of 2014 for a period of up to 90 additional days and therefore voted to enact proposed Local Law #1 of 2015.

The Tyre Town Board hereby resolves that Local Law #5 of 2014 and Local Law #1 of 2015 shall hereby be repealed in their entirety, effective upon receipt by the Town of Tyre written confirmation from the New York State Department of State that Local Law #2 of 2015 and Local Law #3 of 2015 have been properly filed with the Department of State, such that each law has been enacted and has taken effect in the Town of Tyre. There shall be no further documentary need or announcement required by the Town of Tyre establishing that the moratorium previously established by Local Law #5 of 2014, and extended by Local Law #1 of 2015 is lifted, terminated or repealed.

The question of the foregoing Resolution was duly put to a vote and upon roll call was as follows:

Supervisor Ronald McGreevy	Yea
Councilman James Rogers	Yea
Councilman Joseph DePapa	Yea
Councilman Thomas Thomson	Yea
Councilman Reginald Aceto	Absent

Vote: Resolution carried by a vote of 4 to 1.

#### Supervisor Correspondence/Report

June 24th, Supv. McGreevy received an email from Mr. Kurt Bower, NYS DOT Region 3 Structures Team Leader notifying him of the NYS Rt. 89 bridge closure beginning Monday, June 29th.

Supv. McGreevy, Highway Superintendent Shumway, Town Board members Thomas Thomson and James Rogers attended a Hazard Mitigation Plan Update Workshop June 25th at the Seneca County Emergency Management Office. The purpose of this meeting was to provide an overview of the Hazard Mitigation Program and focus on reviewing mitigation proposals outlined in the existing plan. From there, any necessary revisions can be made and new projects identified in the updated plan. This county-wide plan is to help local leaders set priorities and identify improvements to make our communities more "Disaster Resistant".

#### Water - Tyre Water District #1

Supv. McGreevy reported that the contract with the Village of Waterloo to provide services to Tyre Water District #1, has been signed by the Supervisor and delivered to Waterloo for their approval and signature.

#### Adjournment

Councilman Rogers made a motion, seconded by Councilman DePapa and carried, that the meeting adjourn at 8:58 P.M.

Vote: Councilman Thomson -yes, Councilman Rogers-yes, Councilman DePapa-yes, Councilman Aceto-absent.

Submitted by:  
Elizabeth Sutterby  
Town Clerk