

A Work Session of the Town Board of the Town of Clarence was held on Wednesday, August 22, 2012, at Clarence Town Hall, One Town Place, Clarence, New York.

Supervisor David Hartzell called the meeting to order at 6:00 P.M. Members of the Town Board present were Councilmember's Patrick Casilio, Peter DiCostanzo and Robert Geiger. Councilman Kolber was absent. Other Town officials present were Director of Community Development James Callahan, Assistant Planner Brad Packard, Town Attorney Lawrence Meckler, Town Engineer Timothy Lavocat, Confidential Secretary to the Supervisor Karen Jurek, Deputy Town Supervisor Kathleen Hallock, Senior Building Inspector David Metzger, Director of Administration and Finance Pam Smith, and Planning Board Chairman Al Schultz.

Director of Community Development – James Callahan

Public Hearings:

Jonathan Priset – 6425 Salt Road

Applicant is proposing to construct an in-law apartment addition to the existing home located on the east side of Salt Road, north of Keller Road in the Agriculture Rural Residential Zone. Secondary living units require a Special Exception Use Permit as issued by the Town Board after a required Public Hearing. Applicant is aware of required conditions associated with the Special Exception Use Permit.

Formal Agenda items:

Brookfield Country Club

Applicant is proposing to hold fireworks displays for separate events on September 2nd and September 21st, 2012 at existing Country Club located on the west side of Shimerville Road between Greiner Road and Wenner Road within the Residential Single-Family Zone. The Town Board has local jurisdiction to approve display permits. Application, insurance, fees and Fire Chief approvals are properly filed.

Clarence Center Overlay District

The Planning Board has forwarded a recommendation on the Clarence Center overlay design guidelines. They have reviewed and approved the formal guideline document itself as well as the associated code changes. They have also recommended the creation of a separate Clarence Center Character Protection Board and have some recommendations in terms of who should fill those board positions. The Planning Board has also recommended code changes in association with this in terms of amendments to existing Traditional Neighborhood District. Part of that recommendation was an over-layer map. These are not amendments to the law; they are design guideline recommendations subject to the Character Protection Board recommended to the Town Board for applications in the over-layer. Amendments to the Zoning Law are the authority of the Town Board. A public hearing will be required to consider the proposed local law amendment.

Robert Conway/Victorian Manor – 8262 Main Street

Applicant is proposing renovations to update the façade as well as add some parking structures to the rear of existing building. The proposed site is located on the south side of Main Street, east of Westwood Drive at existing motel located in the Harris Hill Traditional Neighborhood District. Per the Zoning Law, the Town Board has authority to approve building permits and architectural changes in the TND Zone. The proposed façade updates meet with minimum standards as established in the TND Zone. The proposed accessory structures meet all required setbacks in the TND Zone and will match the architectural style of the main building.

Lou Visone – north of Main Street between Thompson Road and Goodrich Road

Applicant is proposing a major subdivision. The proposed site is located on the north side of Main Street, east of Thompson Road and west of Goodrich Road on existing vacant land in the Residential Single-Family Zone. Per the Subdivision Law, the Town Board has initial review authority on major subdivision reviews. Referral to the Planning Board will initiate a formal review of the project.

Jim Dorigo – 9775 County Road

Applicant is proposing to develop a dog kennel. The proposed site is located on the south side of County Road east of Goodrich Road within the Bopp Commercial Open Development Area in the Industrial Business Park Zone. Per the Zoning Law, the Town Board has authority to approve uses in the Industrial Business Park Zone. Referral to the Planning Board would initiate a formal review on the project.

Cara Mia/Cindy Youngers – 6429 Transit Road

Applicant is proposing to enclose a dog training area outside of the existing plaza building to expand current dog training operations. The proposed site is located on the northeast corner of Transit Road and Old Post Road in existing retail plaza located within the Major Arterial Zone. Per the Zoning Law, the Town Board may approve outdoor activities via a Temporary Conditional Permit. The outdoor facility is for training and no overnight boarding is proposed.

Supervisor David Hartzell

- Appoint John Matteson to the position of Auto Mechanic Crew Chief at Step One per the Blue Collar Union Contract effective August 23, 2012
- Grant permission for Karen Jurek and Judy Shisler to attend the 2012 KVS Western Region User Conference on August 29, 2012
- Appoint Evelyn Messineo as Clerk PT for the Clerk P/T pool.

Supervisor Hartzell distributed copies of the proposed security alarm system from Amherst Alarm. This will basically add a security system to every town building with the exception of the Town Hall and that will be added through a grant at a later date. The total cost of the system is under \$10,000.

There was discussion at the last Work Session relative to complaints about the high grass along the peanut line. Supervisor Hartzell felt that the first two feet on either side of the path could be cut maybe once or twice a month depending on the weather. Highway Superintendent Donner can purchase a piece of equipment for under \$8,000. to accomplish this. Councilman DiCostanzo did not feel the bike paths had to be mowed every week.

George Ziemer has contacted Supervisor Hartzell regarding the removal of his estate sale signs from the right of ways. Mr. Ziemer has suggested that the Sign Law be amended to allow for himself and real estate agents to put their signs in the right of ways via a permit fee. Councilman Casilio felt the town should amend the Sign Law relative to estate sales. Director of Community Development James Callahan stated that the town does not own the right of ways on County and State Roads; they are not the town's jurisdiction. The town cannot create a law that allows something on someone else's property. Councilman Casilio stated that Mr. Ziemer's problem arose from him keeping his signs up over night.

Karen Jurek obtained several quotes for a new Town Hall sign however; the Arboretum Committee would like the Board to hold off making a decision. They would like to see a stone arch.

Councilman Patrick Casilio

- Declare the Desk Jet 650 Plotter, Serial No. USA3C01420 as surplus
- Certify funds available for the Library Parking Expansion Project in the amount of \$51, 275
- Approve hydrant installation at Roll Road west of Shimerville Road
- Set a Bid Date for the Lexington Woods to Lapp Road Drainage Channel Project

- Set a Bid Date for the Keller Road Pump Station Elimination Project
- Appoint James Budniak as Security Officer Part-Time

Time Warner has received the packet of information that Assistant Planner Brad Packard prepared. Councilman Casilio is hoping for a sit-down meeting with Time Warner to keep communication lines open with them.

Karen Jurek has scheduled budget meetings with all the local fire departments. If any Town Board member has any input, Councilman Casilio can relay the information.

Councilman Casilio has two items to discuss in Executive Session regarding the employment history of particular individuals.

Councilman Peter DiCostanzo

- Re-appoint Frank Cirillo as a Member of the Board of Assessment Review
- Grant permission to Assessor, Christine Fusco to attend the NYS Assessor's Association Fall Conference
- Post the position of Youth Activities Leader RPT-Provisional
- Set a Public Hearing to consider amendment to the Code of the Town of Clarence – Zoning

Parks Crew Chief James Burkard is requesting approval to hire two more employees. This will be discussed further at the September 5, 2012 morning Work Session.

Several Board members have spoken to Brett Kreher regarding some trees he would like to remove from town property that he farms. James Callahan stated that Mr. Kreher would like to remove a hedge row to make it more efficient to farm. Mr. Kreher's request will be forwarded to the Farmland Protection Board and the Recreational Advisory Committee for recommendation.

Councilman DiCostanzo referenced the article in the Buffalo News regarding geese; the Town of Clarence is not the only town struggling with this problem.

Councilman DiCostanzo has one item to discuss in Executive Session regarding the sale or lease of real property.

Councilman Robert Geiger

Councilman Geiger will make a motion declaring the trees located at 10375 Main Street as surplus and authorize Parks Crew Chief James Burkard to dispose of said surplus trees to non-profit corporations for planting within the Town of Clarence. Councilman Casilio suggested some type of mechanism to control the number of trees that an organization obtains and make sure they are being replanted within the Town of Clarence. The Town Board requests a report before the Town Board meetings if there is any activity relative to the removal of trees.

Councilman Geiger will make a motion to approve a Special Event – Team Hope Walk for Huntington's Disease. The walk will take place at Meadow Lakes Park on September 29, 2012.

The Clarence Farmer's Market will be hosting a Chef Cook-off this weekend.

The Senior Center is hosting Community Day on August 24, 2012.

Councilman Geiger has been working with Town Engineer Lavocat exploring new entry controls at the Senior Center.

The Town received a franchise fee check from Time Warner for \$123,497.38.

The signal lights have been installed at Greiner and Shimerville Roads. After proper notice, the signal will be activated.

Councilman Geiger and Town Historian Mark Woodward met with the archive committee of the Girl Scouts. They provided some photos of the former Thunderbird Girl Scout Camp (Nature Center). Some of the pictures showed what the Thunderbird emblem looked like. Members of the Senior Center will try to reproduce a replica of the Thunderbird to be reinstalled on the outside of the Nature Center.

Motion by Supervisor Hartzell, seconded by Councilman DiCostanzo to enter into Executive Session pursuant to § 105(1) F of the Open Meetings Law to discuss the employment history of a particular person; § 105(1) H the proposed sale or lease of real property. Upon roll call – Councilman Geiger, Councilman DiCostanzo, Councilman Casilio, Supervisor Hartzell. Noes: None. Absent: Councilman Kolber. Motion carried.

There being no further business, the Work Session adjourned at 6:45 PM.

Darcy A. Snyder
Deputy Town Clerk

Motion by Supervisor Hartzell, seconded by Councilman DiCostanzo to adjourn the Executive Session at 7:18PM. Upon roll call – Councilman Geiger, Councilman DiCostanzo, Councilman Casilio, Supervisor Hartzell. Noes: None. Absent: Councilman Kolber. Motion carried.

Regular meeting of the Town Board of the Town of Clarence was held on Wednesday, August 22, 2012 at the Clarence Town Hall, One Town Place, Clarence, New York.

Supervisor David Hartzell, Jr. called the meeting to order at 7:30 p.m. Pledge to the flag was led by Andy Porcelli of Boy Scout Troop 27, followed by a prayer given by Ruth Wilder of First Baptist Church.

Members of the Town Board present were Councilmembers Patrick Casilio, Peter DiCostanzo, Robert Geiger and Supervisor Hartzell. Councilman Bernard Kolber was absent. Other Town officials present were Director of Community Development James Callahan, Town Attorney Lawrence Meckler, Town Engineer Tim Lavocat, Asst. Planner Brad Packard, Sr. Building Inspector David Metzger and Planning Board Chairman Al Schultz.

Motion by Councilman Casilio, seconded by Councilman Geiger to accept the minutes of the work session and regular meeting held July 25, 2012. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman Casilio, seconded by Councilman Geiger to accept the minutes of the work session and regular meeting held August 8, 2012. On the question, Councilman DiCostanzo said he will recuse as he was absent. Upon roll call – Ayes: All; Noes: None. Recuse: Councilman DiCostanzo. Absent: Councilman Kolber. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Casilio that upon the recommendation of Highway Superintendent, Theodore Donner, John Matteson is appointed to the position of Auto Mechanic Crew Chief for the Highway Department at step one per the Blue Collar Union Contract, effective August 23, 2012. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Geiger to grant permission for Karen Jurek and Judy Shisler to attend the 2012 KVS Western NY Region User Conference on Wednesday August 29, 2012 in West Seneca at the Charles E. Burchfield Nature & Art Center at the cost of \$20.00 per person, plus all reasonable and necessary costs covered by the Town. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman Casilio, seconded by Councilman DiCostanzo to declare the Desk Jet 650 Plotter, Serial No. USA3C01420 as surplus and no longer needed for Town purposes. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman Casilio, seconded by Councilman Geiger that the Town of Clarence certifies the availability of funds for the Library Parking Expansion Project in the amount of \$51,275.

On the question, Councilman Casilio said this certification is for the grant application only. The grant would be a 50% reimbursement grant from the New York State Public Library Construction Grant Program.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman Casilio, seconded by Supervisor Hartzell that the Town of Clarence approves the request from Erie County Water Authority for the installation of one new hydrant on Roll Road, west of Shimerville Road, and agrees to pay the annual fire hydrant maintenance fee.

On the question, Councilman Casilio said EWCA is proposing a main extension along Roll Road west of Shimerville Road to provide service for a new house at 8815 Roll Road and there is one new hydrant proposed at the end of the new main.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman Casilio, seconded by Councilman Geiger to set a Bid Date for the Lexington Woods to Lapp Road Drainage Channel Project for September 20, 2012 at 10:30 a.m. in the Office of the Town Clerk.

On the question, Councilman Casilio said the bid documents will be available in the Town Clerks Office on September 5, 2012.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman Casilio, seconded by Supervisor Hartzell to set a Bid Date for the Keller Road Pump Station Elimination Project for September 20, 2012 at 10:00 a.m. in the Office of the Town Clerk.

On the question, Councilman Casilio said the bid documents will be available in the Town Clerks office on August 30, 2012.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman Casilio, seconded by Councilman Geiger that upon the recommendation of Clarence Town Justice, Michael B. Powers, the Clarence Town Board appoints James Budniak as Security Officer P/T effective August 27, 2012, at the budgeted rate of pay, subject to all pre-employment requirements being met for the position.

On the question, Councilman Casilio said this appointment is being made due to the recent resignation of Susan D'Arcangelo.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Councilman Casilio announced that pre-budget meetings have been scheduled for the fire companies as follows: August 28, 2012 at 2:15 p.m. – Harris Hill Vol. Fire Company; 5:15 p.m. – Swormville Vol. Fire Company; August 29, 2012 at 1:30 p.m. – Rapids Vol. Fire Company; and September 11, 2012 at 3:45 p.m. – Clarence Center Vol. Fire Company.

Motion by Councilman DiCostanzo, seconded by Councilman Casilio that upon the recommendation of Town Assessor Christine Fusco, Frank Cirillo is re-appointed to the Town of Clarence Board of Assessment Review for a term to expire September 30, 2017. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman DiCostanzo, seconded by Councilman Geiger to grant permission to the Assessor Christine Fusco, to attend the New York State Assessors' Association Fall Conference at Lake Placid, New York from September 30 thru October 3, 2012, with all reasonable and necessary costs covered by the Town.

On the question, Councilman DiCostanzo said this is a budgeted item.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman DiCostanzo, seconded by Councilman Casilio to post the position of Youth Activities Leader RPT-Provisional at the rate of \$10.77 per hour.

On the question, Councilman DiCostanzo said Daniel Polino is resigning his position as Youth Activities Leader RPT effective August 25, 2012, creating the opening.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Councilman DiCostanzo announced that the Chamber of Commerce is hosting a Legislative Breakfast on September 8th at 8:30 a.m. at WBBZ-TV Studio at Eastern Hills Mall. The cost is \$5. Anyone interested should contact the Chamber.

Councilman DiCostanzo said he went to Wild Bill's Barbeque on County Road today for lunch and it was very good.

Motion by Councilman Geiger, seconded by Councilman Casilio that the Clarence Town Board hereby declares the trees located at 10375 Main Street as surplus and authorizes the Parks Crew Chief to dispose of said surplus trees to non-profit corporations for planting within the Town of Clarence. This will be administered by James Burkard followed by a report to the Town Board of the distribution. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman Geiger, seconded by Supervisor Hartzell to approve the following special event: **Team Hope Walk for Huntington's Disease**

Date: September 29, 2012 from 10:00 a.m. to 2:00 p.m.

(Set up will begin at 7:30 a.m.)

Number of People Expected: approximately 300+/-

The Walk will take place on the bike path starting from Meadowlakes Park, to Heise Road and finishing back at Meadowlakes Park. A family picnic will follow the walk.

On the question, Councilman Geiger said a Certificate of Insurance will be required for the Walk and for 4 large tents to be set up for the event.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman Geiger, seconded by Supervisor Hartzell to authorize the Town Supervisor to execute an agreement for the purchase, delivery and installation of a sign for the Town Hall, One Town Place in the amount of \$4,100 from Sign Language, Inc. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman Geiger, seconded by Councilman Casilio to authorize the Town Supervisor to execute an agreement with Amherst Alarm, Inc. in the amount of \$8,927 for security systems for various Town buildings per their proposal, and

Further authorize the Town Supervisor to execute an agreement with Amherst Alarm, Inc. for yearly monitoring in an amount not to exceed \$1,188 pursuant to their proposal.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman Geiger, seconded by Supervisor Hartzell to authorize the Town Supervisor to execute an agreement for the purchase of a grass cutter in an amount not to exceed \$8,000 to be utilized for cutting grass adjacent to the Peanut Line. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Supervisor Hartzell said this will allow the Highway Department to cut the grass along the Peanut Line more often than a couple times a year. He thanks Ted Donner for his help on this. It is the second most often heard complaint that he receives in his office.

Councilman Casilio said this will pay for itself by reducing six workers down to one to get the job done.

Councilman Geiger announced that there will be a chef cook-off contest between the chefs from Asa Ransom House and the Hollow Bistro at the Farmer's Market this Saturday.

The Senior Center is hosting a community day this Friday from 3:00 to 8:00 p.m.

Councilman Geiger reported that we received a check in the amount of \$123,497.38 from Time Warner Cable representing the franchise fees for a six month period.

A Public Hearing was held to consider a Special Exception Use Permit for a secondary living unit at 6425 Salt Road. James Callahan said the location is the east side of Salt Road, north of Keller Road consisting of a single-family home in the Agricultural Rural Residential Zone. The applicant is proposing to add an in-law apartment.

Jonathan Priset said he is aware of the required deed restrictions.

With no one else speaking to the subject, motion was made by Councilman Casilio, seconded by Councilman DiCostanzo to close the Public Hearing. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman Casilio, seconded by Councilman DiCostanzo to adopt the following resolution:

Resolved, that the Clarence Town Board, after a public hearing duly held on August 22, 2012, and after all interested parties having been heard, grants a Special Exception Use Permit to the applicant, Jonathan Priset, for the construction of a secondary living unit as an addition to the existing home located at 6425 Salt Road, subject to the following conditions:

1. Unit must be secondary to the principal dwelling and not converted to a rental unit.
2. Occupancy shall be limited to family members, paid employees or temporary guest.
3. Occupancy shall be restricted to 2 persons to occupy the unit.
4. An Agreement being entered into between Jonathan Priset, and others if applicable, and the Town of Clarence which agreement shall require that Priset and others if applicable, shall prepare and record a Deed Restriction which shall be placed into their deed. The agreement shall require the restriction to remain in perpetuity.
5. The Deed restriction shall be placed into the deed for the property restricting its use so as not to allow for the two-family dwelling to be utilized or converted into

a rental unit and such deed restriction language **is to be submitted and approved by the Town Attorney prior to filing the deed.**

6. Proof of filing of the approved deed is required and must be submitted to the Town Attorney's office before a Certificate of Occupancy can be issued to the applicant.

On the question, Councilman Casilio said the specific language for the deed restriction may be obtained from the Town Attorney's office.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Brookfield Country Club requests Fireworks Display permits for September 2, 2012 and September 21, 2012 at 5120 Shimerville Road. James Callahan said all applications, fees, insurance and fire chief approvals are on file.

Erin Sullivan was present representing Brookfield Country Club.

Motion by Councilman Geiger, seconded by Councilman DiCostanzo to grant Fireworks Display Permits to Brookfield Country Club for September 2, 2012 and September 21, 2012 at 5120 Shimerville Road. On the question, Councilman Casilio said all appropriate paperwork and fees have been received. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Clarence Center Overlay District. James Callahan said this was originally referred as an amendment to Master Plan 2015 this year to extend the Traditional Neighborhood District in Clarence Center. The concept to create an Overlay District to guide development in Clarence Center has been developed and recommended by the Planning Board. The proposed overlay will create a Character Protection Board to make a recommendation on permits issued in the designated area. The proposed overlay is a zoning map amendment to the Town Code; a public hearing will be required.

Motion by Councilman Geiger, seconded by Councilman DiCostanzo to set a Public Hearing for September 12, 2012 at 8:00 p.m. to consider a Local Law to amend the Code of the Town of Clarence, Chapter 229 Zoning to create an Overlay District in the Clarence Center area. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Robert Conway of Victorian Manor requests a Building Permit and Architectural Approval for façade improvements and new accessory structures within the Traditional Neighborhood District at 8261 Main Street. James Callahan said the location is the south side of Main Street, east of Transit Road consisting of an existing motel. The Town Board has final review authority for a Traditional Neighborhood District.

Robert Conway, architect said that nothing is going on in the inside. This project is for upgrade to the outside. The intent is to begin this year. It is not apartments, but extended stay units.

Supervisor Hartzell said the improvements look very nice and represent what we would like to see.

Motion by Councilman Casilio, seconded by Councilman Geiger to grant Architectural Approval for façade improvements and new accessory structures within the Traditional Neighborhood District at 8261 Main Street as presented, subject to Building Permit application and review by the Building Department. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Lou Visone, Jr. requests Preliminary Concept Review of a proposed Major Subdivision north of Main Street between Thompson Road and Goodrich Road. James Callahan said the area consists of vacant land in the Residential Single Family and Commercial Zones. Per the Subdivision Law, the Town Board has initial review authority and referral of the project to the Planning Board to initiate the review process.

Michael Metzger, engineer for the applicant presented two types of plans. The property consists of approximately 35 acres. It is adjacent to Mr. Visone's open development area. The first plan shows it developed using three open development areas with lengthy driveways and four lots along Thompson Road totaling 16 lots.

The second plan seems to make more sense. It would have one road from Thompson to Goodrich with a cul-de-sac off of it and a total of 15 lots. There would be four acres of open space and one less lot. His client is open to the Town's recommendation of private or public roads.

Mr. Metzger said they are looking to be referred to the Planning Board. The second plan meets the Town Code regarding lot sizes.

James Callahan said according to the Health Department, four homes could be built in a three year period without sewers.

Councilman Geiger asked if they have explored the Spaulding Lake treatment plant. Mr. Metzger said they have not recently, but they could. They are aware that there could be four units in three years.

Motion by Councilman Casilio, seconded by Councilman Geiger to refer the request for a proposed Major Subdivision north of Main Street between Thompson Road and Goodrich Road to the Planning Board. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Jim Dorigo requests Preliminary Concept Review of proposed dog kennel facility at 9775 County Road. James Callahan said the location is the south side of County Road, east of Goodrich Road consisting of a vacant parcel in the Industrial Business Park Zone.

Michael Metzger, engineer was present with Jim Dorigo and Jim Binner. They are proposing is a 3,600 sq. ft. t-shape building with offices in the front and kennels down the corridor. The kennels would each have outdoor space. It could house up to 50 animals. A solid 8 ft. fence would surround the kennel.

Supervisor Hartzell said he amazed at how many people have dogs in Town. This is a great project and a good location.

Councilman Casilio agreed it is a great location.

Motion by Councilman Casilio, seconded by Councilman Geiger to refer the request for a proposed dog kennel facility at 9775 County Road to the Planning Board for review. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Cara Mia requests a Temporary Conditional Permit for a fenced-in dog care facility at 6429 Transit Road. James Callahan said the location is within Wolter's Plaza consisting of an existing dog care facility. The applicant is proposing to develop an outdoor area for dog care and recreation.

Cindy Youngers and Tony Murray were present. Ms. Youngers said there is no boarding of dogs. They specialize in private, personal day care and training. The outside area would be used for training. They can handle up to 20 dogs depending on the size.

Motion by Councilman Casilio, seconded by Councilman Geiger to set a Public Hearing for September 12, 2012 at 7:55 p.m. to consider a Temporary Conditional Permit for a fenced-in dog care facility at 6429 Transit Road. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman DiCostanzo, seconded by Councilman Casilio to grant approval of the following: Clubhouse Applications - A. Girl Scout Troop 30943 – Monthly meetings Sept. – Nov. 2012; and Jan. – May 2013; B. Girl Scout Troop 1498 – Monthly meetings for 2013; Legion Hall Applications – A. Denise Teufel - August 24, 2012; B. Charles Kelkenberg – Sept. 21, 2012; C. Girl Scout Troop 1498 – Monthly meetings for 2013; D. Girl Scout Troop 30943 – Monthly meetings for 2013; E. Roselle LaBruna – March 23, 2013; Nature Center Lodge – A. Clarence Presbyterian Church – Aug. 26, 2012. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

Motion by Councilman Casilio, seconded by Councilman DiCostanzo that after proper audit and review by the Town Board, the following bills of August 16, 2012 are approved for payment: General Fund - \$83,213.93; Highway Fund - \$140,065.36; Water District - \$34,791.52; Drainage District - \$8,900.00; Lighting Districts - \$752.27; Sewer Districts - \$350.62; and Capital Fund - \$10,235.38 for a total amount of \$278,309.08. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Kolber. Motion carried.

There being no further business, Supervisor Hartzell adjourned the meeting at 8:18 p.m.

Nancy C. Metzger
Town Clerk