

A Work Session of the Town Board of the Town of Clarence was held on Wednesday, March 11, 2015 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 Bernard Kolber, Patrick Casilio, Peter DiCostanzo and Robert Geiger. Other Town Officials present were Director of Community Development James Callahan, Junior Planner Jonathan Bleuer, Town Attorney Lawrence Meckler, Town Engineer Tim Lavocat, Highway Superintendent James Dussing, Confidential Secretary to the Supervisor Karen Jurek and Planning Board Vice-Chairman Paul Shear.

**Director of Community Development – James Callahan**

Seventeen Hundred Properties 8353 Main Street

Applicant is proposing to develop a one story professional office building for a property management business. The proposed site is located on the southeast corner of Main Street and Susan Drive on existing vacant land located in the Residential Single Family Zone. Per the use variance granted to allow for a commercial use, the Town Board has final approval authority for any change in use. The Planning Board has forwarded a recommendation to issue a Negative Declaration under SEQRA and to approve the change in use as designed with conditions. The NYS DOT does not want the stone wall extended to block any site distance beyond the front face beyond Susan Drive. The stone wall will be extended from the front yard set-back on Susan Drive and along Main Street to the cemetery.

Niagara Truck Equipment 8033 Transit Road – Ken Schultz

Applicant is seeking approval to occupy the structure and operate Niagara Truck Equipment which is an existing business in Niagara County. Applicant would like to display trailers and plows for sale and temporarily store deliveries to the rear of the structure. The proposed site is located on the east side of Transit Road, north of Wolcott Road in existing commercial structure (former Gateway Equipment Building) located in the Restricted Business Zone. The structure and use is identified as a pre-existing use in the Restricted Business Zone. The outdoor storage of equipment for sale/storage must be approved by the Town Board via a Temporary Conditional Permit. The applicant has provided a description of the intended display and an associated site plan. A public hearing will be required to consider the storage use.

Temporary Conditional Permit Renewals – 2015

A Public Hearing is scheduled for April 15, 2015 to consider the renewal of existing Temporary Conditional Permits. The Planning Office has received complaints regarding Louie's Car Clinic on Main Street and At Your Service Car Care on County Road. Supervisor Hartzell asked that Clarence Center Coffee Co. be required to go to acoustic music only, he can hear the music from his house. Director of Community Development James Callahan will contact the three applicants and ask that they attend the Public Hearing so the Town Board can address their concerns and conditions of their permits.

***Work Session items for consideration March 25, 2015:***

Roxberry Phase II – Gentwood Extension

In advance of final Development Plan Approval (extension of Gentwood Drive to the west creating 19+/- new residential building lots) the applicant is applying for a Clearing, Filling and Grading Permit that would allow him to cut trees down. The reason for the separate permit application is to avoid a condition of a separate Army Corps of Engineers (ACOE) Permit that would limit construction activities after March 31. The ACOE permit for wetland disturbance adds a condition to protect the Northern Long Eared Bat habitat by limiting impact to potential habitat between April 1 and October 31<sup>th</sup>. It was noted that a

representative inspected the site and identified that there are only ten trees that would have to be removed. The Towns Landscape Law will allow the applicant to take down no more than ten trees so there is no need for additional permit review.

Heritage Ministries – Vinecroft Senior Housing 5945 Vinecroft Drive

Applicant is requesting an amendment to the PURD Zoning to allow for the construction of two additional duplexes or four units on the existing campus. The proposed project is located on the east side of Newhouse Road south of Clarence Center Road at existing senior housing complex consisting of a congregate home and 9 duplex unit. The PURD Zoning is approved based upon a site plan. An amendment to the overall site plan/PURD requires approval of the Town Board. The density of 3 units per acre must be maintained. The applicant has identified that the amendment will meet the density requirement. Referral to the Planning Board may be in order to verify that the proposal meets all requirement of the PURD.

#### **Town Attorney Lawrence Meckler**

Town Attorney Meckler and Supervisor Hartzell spoke with Town of Amherst Supervisor Barry Weinstein regarding the crossing guards at Transit Middle School. The Town Board passed a resolution last November authorizing payment up to \$7,500 for two crossing guards which would be provided by the Town of Amherst. A copy of the resolution was sent to the Town of Amherst Board. In speaking with Town of Amherst Town Attorney Thomas Jones, he indicated that Supervisor Weinstein never discussed the resolution with his Board. Our agreement was based on the level of crossing guard service we have in Clarence however the Town of Amherst has a different level of service in that their crossing guards provide service for longer periods during the year. Amherst Town Attorney Jones will discuss this with the Amherst Town Board and get back to Town Attorney Meckler with the outcome. They may want to have longer coverage which will result in additional costs.

A letter has been sent to Erie County regarding the lowering of the speed limit on County Road between Heise Road and Salt Road.

On March 26, 2014 the Town Board passed a resolution upon recommendation of the Board of Trustees of the Clarence Library formally accepting ownership of items that have been purchased with funds raised by the Friends of Clarence/Fund for Tomorrow, including any paintings or other artworks. Councilman Kolber stated that the Library Board would like know how to proceed when declaring an item surplus. It is not clear how the library should deal with individual items now that the Town owns the inventory. Town Attorney Meckler suggested the Library Board put in a request for the equipment they want to dispose of and it will be deleted from the inventory list. Councilman Kolber will bring this up at the next Library Board meeting.

#### **Town Engineer Tim Lavocat**

The Town Board should have received a copy of the letter Town Engineer Lavocat sent to the EPA regarding the update they requested. They requested this in advance of them finalizing the report. The report should be issued in 4 – 6 weeks. The Town has met its obligation up to this point.

There will be several meetings on Monday, March 16<sup>th</sup> regarding the Court Facilities Project. The RFP for the construction management services is 95% complete. Mr. Lavocat will be back in front of the Town Board in two weeks to officially issue the RFP.

Councilman Casilio will make a motion awarding the Survey, Design, Bidding, Inspection and Grant Administration Service for the Main Street Sidewalk Project. The project will include 5.2 miles of sidewalks, both sides of Main Street.

**Highway Superintendent James Dussing**

Superintendent Dussing stated that his highway crews have begun a ditching project on Northfield Road.

Highway Superintendent Dussing commented on the proposed project at Susan Drive and Main Street, he does not want to see any overflow parking on Susan Drive. The unsightly large ditch will be filled in.

Highway Superintendent Dussing stated that there is no parking on town streets between 11:00PM and 7:00AM during the winter months. The law is disregarded in most cases. NYS Law states that town plow drivers are not responsible for damage to vehicles if they get hit. It can be very stressful trying to plow around illegally parked cars. The Town of Newstead is drafting a Winter Policy to be included in every ones October school tax bill. The policy will deal with winter parking, mailbox replacement, and shoveling/plowing snow across the road etc. Deputy Town Clerk Darcy Snyder stated that you have to get approval from the school before inserting anything in the school tax bill.

**Supervisor David Hartzell**

Previously, Supervisor Hartzell talked about taping Town Board meetings similar to the system the High School has. The cost is approximately \$700. Currently Supervisor Hartzell does not know that if the meeting is taped whether or not it can be streamed onto our current system similar to the high school. Before he went any further with this, Supervisor Hartzell asked the Town Board if they were interested in having the Town Board meetings taped. The high school has volunteered to let us use their camera, they would give us their chip and then Network Services would put it on our computer system. Councilman Casilio stated that he was not interested in doing this if it was going to cause more work and money. Councilman DiCostanzo stated that he did not think there was a demand for it. Very few people currently attend the Town Board meetings as it is. Councilman Kolber stated that it did not matter to him either way as long as no one had to operate it. Karen Jurek stated that someone would have to turn it on and off and the Justice Court does not want any proceedings being taped. Supervisor Hartzell stated that the tape would be turned on before the meeting and turned off at the end of the meeting. There are two ways of doing this, one is to film the meeting and then stream to the website however, there may not be that much demand. The other way is hiring Live Broadcast for \$99 and it will be on the internet for everyone to watch. Supervisor Hartzell further stated that the Town could borrow the high schools camera, for several meetings, publicize it and then see how many people are hitting the website. If no one is watching then the idea can be dropped. Councilman DiCostanzo felt that if someone really wanted to know what goes on at the Town Board meetings, they would attend the meetings. Councilman Casilio and Councilman Geiger concurred. Supervisor Hartzell stated that the next questioner/survey that he does, he will ask the residents if they would watch the meetings if they were on our website or taped for television. A determination will be made at that time whether to go forward or not.

The next School Board budget meeting will be held on March 30<sup>th</sup>. The School Superintendent is hoping that they have a clearer direction of available funds from the State so they can finish their 2016 budget.

The Clarence IDA recently received approval from the NYS Authorities Budget Office to use some of their money to fund an economic development study of Main Street from Transit Road to Davidson Road.

The Highway Department is working on drainage projects throughout the entire stretch of town from the very southern end to the north end. They have restored 46,185 feet of ditches in the town which translates into approximately 8.75 miles of ditches.

Supervisor Hartzell has several motions to announce:

- Appoint Laura Grande to the position of Youth Activities Leader PT
- Appoint a paid intern to study the NYS Prize Community Grid Competition to Determine if the Town of Clarence should become involved
- Appoint Edward Kohout to the position of Laborer PT in the Highway Department

### **Councilman Bernard Kolber**

- Approve Deputy Town Attorney Steven Bengart request to attend the NY Planning Federation Conference April 12 – 14, 2015
- Councilman Kolber will make a correction to the Town Board meeting minutes of February 25, 2015

The Historic Preservation Commission is once again requesting the Town Boards' decision on the town owned house at 10375 Main Street (former Mclver house). The Town Board discussed several options however Senior Building Inspector David Metzger stated that the house will require significant upgrades to make it habitable. Town Attorney Meckler will once again review the bond to see what can and cannot be done with this building. Supervisor Hartzell suggested doing a RFP for someone who wants to use the house for recreation purposes such as renting/leasing the house out to someone who wanted to use it for a bicycle shop. Once again Senior Building Inspector David Metzger stated that you are converting the house from a residence to a business, it has to be made handicap accessible, including handicap lavatories. The electrical and plumbing would all have to be up to code. Town Attorney Meckler and James Callahan will discuss the RFP.

The Historic Preservation Commission has received two demolition requests one being the Emerling Property on Main Street. Even though that house was built in 1880, there have been many modifications so they are recommending approval of the demolition. The house and Transit and Clarence Center Road was not inventoried as having any historical significance however they could not justify demolishing the house. Councilman Kolber suggested finding out if the developer would consider moving the house.

A plaque was presented to Linda Mosher for her work on the Historic Preservation Commission. Currently there is one opening on the Committee, they are looking for a realtor to fill the position.

The Historic Preservation Commission unanimously nominated Carol Cornwall as Chairperson of the Committee. She currently is the Vice-Chairperson.

Councilman Kolber suggested the Historic Preservation Commission have a booth at Day in the Park with information regarding their Barn Survey and funding for the Bishop Lapp-Riegle Farmstead.

### **Councilman Patrick Casilio**

- Authorize payment of annual hydrant maintenance fees for three fire hydrants in Roxberry Subdivision Phase II
- Award survey, design, bidding, inspection, and Grant administration service for the Main Street sidewalk project.

Councilman Casilio has been working with Senior Building Inspector David Metzger and the local fire chiefs regarding hydrant markers. He is suggesting metal markers for 1,844 hydrants throughout the town. Erie County Water Authority will not install the markers and does not object to the town doing so. Councilman Casilio is working with the fire departments to approve the design of the markers. Supervisor Hartzell will check with grant writer Bernie Rotella about a grant.

Councilman Casilio has one matter to discuss in Executive Session.

### **Councilman Peter DiCostanzo**

- Approve Director of Community Development James Callahan request to attend the NY Planning Federation Conference April 12 – 14, 2015
- Approve Jonathan Bleuer request to attend the NYS Historic Preservation Conference in Geneva, NY from April 16 – 17, 2015

The Ethics Board met this morning, there are numerous employees that have not submitted their Disclosure Forms. Councilman DiCostanzo suggested the Town Board contact their perspective liaison assignments and request their forms be submitted. After March 31<sup>st</sup>, the Ethics Board will make a recommendation to the Town Board to remove the individuals from their assigned committees/boards.

### **Councilman Robert Geiger**

- Declare blinds and shades as surplus office fixtures from the Youth Bureau building
- Authorize the Supervisor to sign the proposal from Sunrise Landscaping of WNY to provide lawn/property maintenance services at the Youth Bureau

Councilman Geiger has one matter to discuss in Executive Session regarding the employment history of a particular individual(s).

Youth Director Dawn Kinney and Youth Program Leader Jessica Notarius are requesting approval to visit Safari Niagara/Canada this summer with several youth.

Jessica Notarius has been in touch with the Border Patrol and has been informed that anyone crossing the border will require a letter from their parents and a copy of their birth certificate. She will send everything to the Border Patrol ahead of time so there will be no issues when they cross.

Currently the Youth Bureau is working on a Youth Handbook and Safety Practices. They will get together with Town Attorney Meckler to review the handbook once it is complete. The procedure manual should be in place before they embark on a field trip across the border.

Motion by Supervisor Hartzell, seconded by Councilman Kolber to enter into Executive Session pursuant to § 105(1) C of the Open Meetings Law to discuss information relating to current or future investigation or prosecution of a criminal offense which would imperil

effective law enforcement if disclosed; § 105(1) F the employment history of a particular person or corporation. Upon roll call – Ayes: All; Noes: None. Motion carried.

There being no further business, the Work Session adjourned at 7:06PM.

Darcy A. Snyder  
Deputy Town Clerk

Motion by Supervisor Hartzell, seconded by Councilman Casilio to adjourn the Executive Session at 7:28PM. Upon roll call – Ayes: All; Noes: None. Motion carried. No action taken.

Regular meeting of the Town Board of the Town of Clarence was held on Wednesday, March 11, 2015 at the Clarence Town Hall, One Town Place, Clarence, New York.

Supervisor David Hartzell called the meeting to order at 7:30 p.m. Pledge to the flag was led by Councilman Patrick Casilio, followed by prayer given by Councilman Geiger.

Members of the Town Board present were Councilmembers Robert Geiger, Peter DiCostanzo, Patrick Casilio, Bernard Kolber and Supervisor Hartzell. Other Town officials present were Director of Community Development James Callahan, Town Attorney Lawrence Meckler and Town Engineer Timothy Lavocat.

Motion by Councilman Casilio, seconded by Supervisor Hartzell to accept the minutes of the work session and regular meetings held February 25, 2015. On the question, Councilman Kolber had the following corrections: page 75 – “that is how they get out of stranded costs for the infrastructure”; and also on page 75 – “to develop the comprehensive plan for 2025”. Upon roll call – Ayes: All; Noes: None. Motion carried.

Supervisor Hartzell recognized Mark Medole from the Chamber of Commerce.

Supervisor Hartzell congratulated Judy Sirianni, Michele Morabito, staff and volunteers of the Chamber for their hard work on the 2015 awards ceremony held February 26<sup>th</sup>.

Supervisor Hartzell announced that the next School Board budget meeting will be held on March 30<sup>th</sup> at 7:00 p.m. at the Clarence High School. The Board is hoping to have a clearer direction of the funds that will be available from the State so they can finish the 2016 budget.

Supervisor Hartzell said the Clarence IDA recently received the go ahead from the NYS Authorities Budget Office to fund an economic development study of Main Street from Transit Road to Davison Road. Officers from the IDA and the Town met with Williamsville Mayor Brian Kulpa to see what they did to redesign their Main Street.

The Clarence IDA will work along with Domenic Cortese and the Hollow Main Street Corridor Redevelopment Committee and will send out the RFP in the next few weeks.

Supervisor Hartzell received a report from Highway Supt. James Dussing regarding the drainage projects they worked on in 2014 throughout the entire Town. They took an estimate of the ditching projects using Erie County GIS and determined that they restored about 46,185 feet of field ditches or 8.75 miles.

The road drainage crew completed dredging and restoration projects on Cedar and Delaware Roads. They also did various piping and drainage improvements on many other Town roads.

The Highway Department also worked with the Town of Lockport to clear a major blockage in Tonawanda Creek.

Supervisor Hartzell thanked the Highway Department for a job well done.

Motion by Supervisor Hartzell, seconded by Councilman Casilio to appoint Laura Grande to the position of Youth Activities Leader PT at the budgeted rate of \$9.59/hr. effective March 29, 2015. Upon roll call – Ayes: Councilmembers DiCostanzo, Casilio, Kolber and Supervisor Hartzell; Noes: None. Recuse: Councilman Geiger. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Kolber to appoint Alan Pilarski as a paid intern at the rate of \$17.00 per hour to study whether the Town of Clarence should become involved in the NY Prize Community Grid Competition, subject to receipt of all pre-employment paperwork and pre-employment requirements being met. On the question, Supervisor Hartzell said this position is for a maximum of 50 hours not to exceed the amount of \$850.00. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Casilio to appoint Edward Kohout to the position of Laborer PT in the Highway Department at the rate of \$12.18 per hour to work a maximum of 19 hours per week effective March 14, 2015 through April 30, 2015. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman Kolber, seconded by Councilman Casilio that upon the recommendation of Town Attorney Lawrence Meckler, to grant permission to Steven Bengart, Deputy Town Attorney, to attend the New York Planning Federation Conference at “The Sagamore” in Bolton Landing, NY, April 12-14, 2015, with all reasonable and necessary expenses to be paid by the Town. Upon roll call – Ayes: All; Noes: None. Motion carried.

Councilman Kolber said the Historic Preservation Commission reviewed two houses that have requested demolition. One is on Main Street for the Emerling Insurance Project, which they issued a negative declaration on. The house was built around 1880, but has been modified so much over the years that it is not necessary to be saved. They suggest that if there is anything of an historical nature in the house that it be looked at for preservation.

The second house is on Clarence Center Road near Transit Road on a site for a proposed plaza. They liked the house but it was not on the historic listing prepared for the Town. They decided that they did not have a reason to save it.

Carol Conwall, who is here tonight, is the new Chairman of the Historic Preservation Commission.

Motion by Councilman Casilio, seconded by Councilman Geiger that the Town of Clarence agrees to pay the annual fire hydrant maintenance fee to the Erie County Water Authority for a total of three (3) fire hydrants within Roxberry Subdivision Phase 2 - Gentwood Drive Extension - upon Final Plat approval and formal public infrastructure acceptance by the Town of Clarence. Upon roll call – Ayes: Councilmembers Geiger, DiCostanzo, Kolber and Supervisor Hartzell; Noes: None. Recuse: Councilman Casilio. Motion carried.

Motion by Councilman Casilio, seconded by Councilman Kolber that the Town Board awards the Survey, Design, Bidding, Inspection and Grant Administration Services for the Main Street Sidewalk Project to Nussbaumer & Clarke, Inc. of Buffalo, New York in the amount not to exceed \$89,500 in accordance with the fee proposal dated February 27, 2015 and authorizes the Supervisor to sign and enter into an agreement with Nussbaumer & Clarke, Inc. upon review and approval of the Town Attorney.

On the question, Councilman Casilio said this is to be paid from Capital Project 1402 – Main Street Sidewalk Improvements. This Project includes sidewalk installation and replacement on Main Street from Thompson Road to Transit Road under the NYSDOT Transportation Enhancement Program Grant received by the Town of Clarence.

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

Councilman Casilio asked residents to clear the snow from fire hydrants in their area. The Highway Department and the fire companies have been out there as much as they can. We have 1,884 hydrants in Town. It could save your home or business.

Motion by Councilman DiCostanzo, seconded by Councilman Kolber to grant permission to James B. Callahan, Director of Community Development to attend the New York Planning Federation Conference at “The Sagamore” in Bolton Landing, NY, April 12-14, 2015, with the use of a Town vehicle and all reasonable and necessary expenses to be paid by the Town. On the question, Councilman DiCostanzo said this is a budgeted item. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman DiCostanzo, seconded by Councilman Geiger to approve the request of Jonathan Bleuer, Junior Planner, to attend the New York State Preservation Conference in Geneva, NY from April 16 – 17, 2015 with the use of a Town vehicle and all necessary and reasonable expenses paid by the Town.

On the question, Councilman DiCostanzo said Jonathan Bleuer has been selected to be a session speaker for the Conference regarding the Town’s recently completed Barn Survey and is receiving free registration to attend.

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

Councilman DiCostanzo reminded all Town officials, employees, board or committee members that the Code of Ethics Disclosure Forms are due by March 31<sup>st</sup>.

Motion by Councilman Geiger, seconded by Councilman Casilio to declare blinds and shades as surplus Office Fixtures from the Youth Bureau Building no longer needed for Town purposes.

On the question, Councilman Geiger said the fixtures are old, damaged, cannot be cleaned or repaired and will be disposed of.

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

Motion by Councilman Geiger, seconded by Councilman Casilio to approve and authorize the Supervisor to sign the proposal from Sunrise Landscaping of WNY to provide Lawn/Property Maintenance services at the Clarence Youth Bureau located at 10510 Main Street for an amount not to exceed \$1,802.50. Upon roll call – Ayes: All; Noes: None. Motion carried.

Councilman Geiger said there was a fire alarm on March 3<sup>rd</sup> at 2:00 a.m. at the Youth Bureau caused by water leaking through the smoke alarm. They had to hire a company the next day to clear the snow from the roof.

Seventeen Hundred Properties requests a Change-In-Use from vacant former approved personal service shop to professional office building at 8353 Main Street. James Callahan said the location is the southeast corner of Main Street and Susan Drive consisting of vacant land in the Residential Single Family Zone. A use variance was issued by the Zoning Board of Appeals in 2007 for a nail salon. A condition of the variance is that any change in the use is subject to Town Board review and approval. The applicant proposes to build a 3,400 sq. ft. office building. The Planning Board has forwarded a recommendation for the site plan and architectural style.

Lowell Dewey, engineer said they have Health Department approval for the onsite sanitation system. They have been to the DOT for a small diameter stormwater discharge from the dry retention pond. They have extended the stone fence along the frontage.

The parking lot lighting faces the lot and does not impact past the lot line at all. They will maintain the large pine trees on the site along with additional plantings and a fence.

Councilman Kolber asked if they looked into connecting to the sewer line as an out-of-district customer.

Mr. Dewey said it is too far and too expensive to connect. This was the reasonable solution and they have received approval from the Health Department.

Councilman DiCostanzo said a concern he has is if the parking lot was full and people parked on the street.

Mr. Dewey said no one will want to park that close to the intersection. Their client said this is all the parking they would need. They do not expect anything greater than what it is.

James Callahan said our parking requirements are adjustable depending on the site and type of business. The Planning Board recommended the project with the 12 spaces due to the type of operation.

Motion by Councilman Casilio, seconded by Councilman Kolber that pursuant to Article 8 of the Environmental Conservation Law, and upon the recommendation of the Planning Board, the Clarence Town Board issues a Negative Declaration on the proposed Seventeen Hundred Properties office building located at 8353 Main Street. This Unlisted Action involves the approval for construction of a new 3400 +/- square foot professional office building with associated parking, utility extensions and landscaping. After thorough review of the submitted site plan and Environmental Assessment Forms it is determined that the proposed action will not have a significant negative impact upon the environment. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman Casilio, seconded by Councilman Kolber to approve the request of the applicant, Seventeen Hundred Properties, a Change-In-Use for the property located at 8353 Main Street from a vacant former approved personal service shop to professional office building subject to the following conditions:

1. Review and Approval by the Town Engineer for PIP Permits.
2. Review and approval by the Town Building Department for building permits.
3. Review and approval by the Town Highway Superintendent for curb cut on Susan Drive.

4. Review and approval by the Erie County Health Department for on-site sanitary facilities.
5. Review and approval by the Town Landscape Committee.
6. All exterior lighting fixtures to be downcast and dark sky compliant to eliminate spill to adjoining residential properties.
7. Open Space and Recreation Fees.
8. No Parking on Susan Drive.

On the question, Councilman Casilio asked if the applicant was in agreement with the conditions. Mr. Dewey said he represents the applicant and believes they will be fine.

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

Ken Schultz/Niagara Truck Equipment requests a Public Hearing to consider a Temporary Conditional Permit for an outside display of trailers/plows at 8033 Transit Road. James Callahan said the location is the east side of Transit Road, north of Wolcott Road consisting of an existing commercial structure in the Restricted Business Zone. The applicant is relocating his business to this location.

Ken Schultz said his existing business is in Lockport. He would like to display a few snowplows in the fall and dump trailers in the spring and summer. His idea is to have a couple out front and the rest in the back.

Councilman Kolber said he is just concerned with the number of items on display. Other people have said they would put out a certain amount and then go way over.

Mr. Schultz said he just wants a few out front so people know he is there especially just moving to the new location.

Councilman Casilio said this permit does not allow the sale of cars or trucks.

Mr. Schultz said he does not do that or want to. He is leasing the building for now and would like to purchase it in the future.

Motion by Councilman Casilio, seconded by Councilman Geiger to set a Public Hearing for April 15, 2015 at 7:45 p.m. to consider the request for a Temporary Conditional Permit for an outside display of trailers/plows at 8033 Transit Road. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Geiger to set a Public Hearing for April 15, 2015 at 7:45 p.m. to consider the renewal of existing Temporary Conditional Permits. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman DiCostanzo, seconded by Councilman Kolber to approve the following: Clubhouse Applications - A. Clarence Soccer Club – March 30, 2015; B. Clarence Historical Society – April 11, 2015; C. Clarence Republican Committee – May 19, 2015; and Legion Hall Applications – A. Denise Jarzyniecki – March 29, 2015; B. Tracy Meyer – April 19, 2015; C. JoAnne Long – April 25, 2015; D. Mary Jane Monaco – May 30, 2015. Upon roll call – Ayes: All; Noes: None. Motion carried.

There being no further business, Supervisor Hartzell adjourned the meeting at 8:04 p.m.

Nancy C. Metzger  
Town Clerk