

AGENDA  
REGULAR MEETING  
DATE: October 11, 2012  
TIME: 6:30 PM  
PLACE: SARDINIA TOWN HALL

Town Board Members

		Present	Absent
Supervisor:	Mary Hannon	_____	_____
Councilwoman:	Cheryl Earl	_____	_____
Councilman:	Daniel Miller	_____	_____
Councilman:	David Montgomery	_____	_____
Councilman:	Douglas Morrell	_____	_____

Others:

Town Clerk	Betsy A. Marsh	_____	_____
Hwy. Superintendent	Donald Hopkins	_____	_____
Attorney for Town	Linda H. Joseph	_____	_____

I. Meeting called to Order by Supervisor Hannon at \_\_\_\_\_ pm

II. Roll Call

III. Pledge of Allegiance

IV. Moment of Silence

V. Approval of Minutes

VI. Monthly Committee Department Reports

- |   |             |
|---|-------------|
| • Personnel/Administration                  | Mary/Cheryl |
| • Finance Planning and Economic Development | Mary/Cheryl |
| • Security and Disaster Preparedness        | Dave        |
| • Public Safety                             | Dave/Dan    |
| • Buildings & Capital Projects              |             |
| Town Hall                                   | Mary/Dave   |
| • Parks                                     | Dan/Cheryl  |
| • Highway                                   | Dave/Cheryl |

- Recreation/Youth Cheryl/Mary
- Community Event/Celebrations Dan/Doug
- Community Service Dave/Doug
- Senior Citizens and Programs Doug
- Liaison to Landfill/Mining Mary/Doug
- Liaison to Fire Company Cheryl/Dave
- Liaison to Planning Board Dan/Doug
- Liaison to Veterans Dave
- Water Evaluation Committee Dan/Dave

**Report from Highway Superintendent Donald Hopkins**

**Report from Attorney Linda Joseph**

VII. Public Comment Period

VIII. Approval of Bills

**A. RESOLUTION #\_\_\_\_\_ -2012 - APPROVAL OF FUND TRANSFER**

**WHEREAS**, the Town of Sardinia Board approves the following transfer of funds:

<b>TRANSFER FROM</b>	<b>AMOUNT</b>	<b>TRANSFER TO</b>
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**NOW, THEREFORE, BE IT RESOLVED**, the Sardinia Town Board approves the above mentioned transfer of funds for 2012, and

**Be it so resolved,**

<b>Motion:</b>	<b>Second:</b>	<b>Time:</b>
<b>Aye:</b>	<b>Nay:</b>	<b>Abstain:</b>

IX. Unfinished Business

**A. Update on Town Hall septic system – Opening of Bids**

**B. Presentation by Gernatt Asphalt regarding Planning Board recommendation of amendment of Town Zoning Ordinance Section 115-17.1(A) (1) (j)**

Town of Sardinia Zoning Ordinance § 115-17.1(A) (1) (j) be added to include as follows:

Sand and Gravel Mines that have are located in the attached overlay district and have a New York State Department of Environmental Conservation Mining Permit where through conditions set forth by the New York State Department of Environmental Conservation or by Declarations of Restrictions recorded with the Erie County Clerk by the property owner require as follows:

- a) Concurrent reclamation to the maximum extent possible; and
- b) Mitigation for the loss of prime farm land as a result of mining and reclamation shall proceed on an acre-for-acre basis as prime farmland is permanently removed from production. For every acre permanently removed from production, another off-site must be benefitted or improved within one year  
From said removal. Said mitigation shall be located in the Town of Sardinia. Acceptable mitigation methods shall include, but not be limited to, assisting Town of Sardinia farmers by offering grading, drainage and erosion control improvements with machinery, personnel or funds or securing development rights and conservation easements on other properties. Holder of mining permit to submit to Sardinia Town Board, Sardinia Planning Board and Sardinia Town Clerk to be available for public review a summary of mitigation projects accepted by Erie County Soil and Water Conservation District, including locations, acreages and methods.

**C. Zoning Board of Appeals position.**

X. New Business

**A. RESOLUTION #\_\_\_\_-2012  
APPROVAL OF SCHEDULE OF FEES FOR PERMITS**

**WHEREAS**, the Sardinia Town Board has received and reviewed a proposed schedule of fee changes for permits to be changed in our Zoning Ordinance, as listed below, and

WHEREAS, the Town Code provides in Section 44-16 that the fee schedule can be established by resolution of the Town Board of this Town and that the fee schedule may thereafter be amended from time to time by like resolution with the result that there is no need to amend the Town Code or Zoning Ordinance to change the fee schedule; and

WHEREAS the Proposed Fee Schedule provides as follows:

Proposed Fee Schedule Change for 2012  
**TOWN OF SARDINIA**  
**BUILDING/CODE ENFORCMENT DEPARTMENT**

<b>One and Two Family Residential</b>	<b>\$.20 per square foot</b>
<b>Multiple Dwellings</b>	<b>\$.25 per square foot</b>
<b>Additions/Alterations</b>	<b>\$.20 per square foot</b>
<b>Sheds under 144 square feet</b>	<b>N/C</b>
<b>Shed/Storage Buildings/ Garages – 145 – 325 square feet</b>	<b>\$.20 per square foot</b>
<b>Garages/Storage Buildings Pole Structures over 326 square feet</b>	<b>\$.15 per square foot</b>
<b>Decks/Porches/Gazebos</b>	<b>\$.15 per square foot</b>
<b>Pools above ground/hot tubs</b>	<b>\$30.00</b>
<b>Pools In-Ground</b>	<b>\$55.00</b>
<b>Solid Fuel Permits</b>	<b>\$30.00</b>
<b>Home Based Business/Occupation Sign (Where permitted)</b>	<b>\$25.00</b>
<b>Commercial Buildings and Additions</b>	<b>\$.20 per square foot</b>
<b>Commercial Signs – Permanent</b>	<b>\$125.00</b>
<b>Commercial Signs – Temporary</b>	<b>\$20.00</b>
<b>Agricultural Signs -</b>	<b>\$5.00</b>
<b>Demolition Permit</b>	<b>\$30.00</b>
<b>Operating Permit</b>	<b>\$30.00</b>
<b>Change of Use Permit</b>	<b>\$125.00</b>
<b>Late Filing Fee</b>	<b>\$125.00</b>

<b>Missed Inspection Fee</b>	<b>\$30.00</b>
<b>Additional Inspection Fee (Each Time)</b>	<b>\$30.00</b>
<b>Zoning Board of Appeals</b>	<b>\$100.00</b>
<b>Site Plan Review</b>	<b>\$200.00</b>
<b>Telecommunication Co-Locations</b>	<b>\$1250.00</b>
<b>Ponds</b>	<b>\$30.00</b>
<b>Wells</b>	<b>\$50.00</b>

**SPECIAL USE PERMIT FEE SCHEDULE**  
**Proposed for 2012**

Commercial Riding Stables/Equestrian Facilities	\$200.00
Nursing Home/Assisted Living Facility	\$350.00
Kennel	\$150.00
Veterinary Clinic	\$200.00
Private Storage Building not accessory to a dwelling (ZBA Special Use Permit)	\$100.00
Adult Entertainment	\$600.00
Auto Lease, rental	\$200.00
Building Trades contractor's office and storage yard	\$200.00
Carwash, Detail shop	\$200.00
Collision Shop/Motor Vehicle repair shop	\$200.00
Communication Facility	\$1100.00
Farm equipment sales & accessory service	\$200.00
Food processing	\$200.00
Laboratories for research, testing and product development	\$200.00
Miniature golf, golf driving range, and commercial outdoor Recreational sports	\$200.00
New and Used auto sales and accessory service	\$200.00
Petroleum sales/convenience	\$200.00
Recreational Vehicle Sales	\$200.00
Truck, trailer sales and rental	\$200.00
Cement and cement products manufacturing (Excluding extraction or mining)	\$600.00
Lumber Mill	\$600.00
Open Storage Yards for distribution of previously Prepared products	\$200.00
Solid Waste Landfill as regulated by NYSDEC	\$2600.00
Truck Terminal	\$600.00
Manufactured Housing Park	\$600.00

**WHEREAS**, the Sardinia Town Board approves the proposed schedule of fee changes for permits and

**NOW, THEREFORE, BE IT RESOLVED**, that the Sardinia Town Board hereby approves the proposed schedule of fee changes for permits and directs that the new schedule be included in the Appendix to the Town Code to be published on the Internet, and

**Be it so resolved,**

<b>Motion:</b>	<b>Second:</b>	<b>Time:</b>
<b>Aye:</b>	<b>Nay:</b>	<b>Abstain:</b>

**B. RESOLUTION # \_\_\_\_\_-2012  
COMMUNITY BLOCK GRANT APPROVAL**

**WHEREAS**, at a meeting of the Sardinia Town Board held on October 11, 2012, the Board authorized Mary L. Hannon, Town Supervisor, to sign, submit and execute a contract with Erie County Community Development Block Grant (ECCDBG) program for the following project(s) upon approval of ECCDBG.

- 1.
- 2.
- 3.

**NOW, THEREFORE, BE IT RESOLVED**, the Sardinia Town Board authorizes Supervisor Mary L. Hannon to sign, submit and execute a contract with the ECCDBG program for the above listed project(s) upon approval of ECCDBG, and

**Be it so resolved,**

<b>Motion:</b>	<b>Second:</b>	<b>Time:</b>
<b>Aye:</b>	<b>Nay:</b>	<b>Abstain:</b>

**C. RESOLUTION # \_\_\_\_\_-2012  
REQUEST FOR USE OF TOWN HALL FOR KIWANIS HALLOWEEN PARTY**

**WHEREAS**, the Sardinia Town Board has received a letter of request for use of the Sardinia Town Hall for the Chaffee- Sardinia Kiwanis Halloween Party on Wednesday, October 31, 2012, and

**WHEREAS**, the Sardinia Youth Board has reviewed this request and recommends approval, pending a Certificate of Insurance, and

**NOW, THEREFORE, BE IT RESOLVED**, the Sardinia Town Board hereby approves the request of the Chaffee-Sardinia Kiwanis to host their annual Halloween party on October 31, 2012 at the Sardinia Town Hall, pending their Certificate of Insurance form, and waiving the rental fee as they are a non-for-profit organization, and

**Be it so resolved,**

<b>Motion:</b>	<b>Second:</b>	<b>Time:</b>
<b>Aye:</b>	<b>Nay:</b>	<b>Abstain:</b>

**D. RESOLUTION # \_\_\_\_-2012**  
**APPROVAL OF WAIVER FOR RONALD HAWK, AKA Chaffee Flats Bar & Grill**

**WHEREAS**, the Sardinia Town Board has received an reviewed the application from Mr. Ronald Hawk for a Liquor License to operate the Chaffee Flats Bar & Grill, 10945 Route 16, Chaffee, NY 14030, and

**WHEREAS**, Mr. Hawk has requested the Town Board review and approve this application, along with waiving a 30-day waiting period for a liquor license, and

**NOW, THEREFORE, BE IT RESOLVED**, the Sardinia Town Board hereby approves a waiver from waiting 30-days for Mr. Ronald Hawk to apply for a State Liquor license and requests Supervisor Mary Hannon to sign a letter indicating the waiver approval, and

**Be it so resolved,**

<b>Motion:</b>	<b>Second:</b>	<b>Time:</b>
<b>Aye:</b>	<b>Nay:</b>	<b>Abstain:</b>

**E. RESOLUTION # \_\_\_\_-2012**  
**APPROVAL OF SARDINIA SENIOR CITIZENS THANKSGIVING DINNER**

**WHEREAS**, the Sardinia Town Board has received a request from the Senior Citizens to contribute to the cost of their annual Thanksgiving Dinner to be held on November 15, 2012 at 12:30 p.m. at the Holland Willows, and

**WHEREAS**, the cost of this dinner is \$13.50 per person; Waste Management will contribute \$5.00 per person, and the remainder \$8.50 per person is requested from the Seniors for this event, and

**WHEREAS**, the Town of Sardinia has annually contributed to this event and has the funds available in the budget for this, and

**NOW, THEREFORE, BE IT RESOLVED**, the Sardinia Town Board hereby authorizes the payment to the Holland Willows not to exceed \$850.00 for the purpose of the Sardinia Senior Thanksgiving Dinner to be held on November 15, 2012 at 12:30 p.m. at the Holland Willows, and

**Be it so resolved,**

<b>Motion:</b>	<b>Second:</b>	<b>Time:</b>
<b>Aye:</b>	<b>Nay:</b>	<b>Abstain:</b>

**F. RESOLUTION # \_\_\_\_\_-2012**  
**APPROVAL OF SOCCER FIELD AT VETERANS' PARK**

**WHEREAS**, the Sardinia Town Board and Sardinia Youth Board have received a request from the Arcade Express Soccer Club to install a U10 soccer field at the Veterans' Park in Sardinia for their use, and when they are not using it, for the use of the public, and

**WHEREAS**, after careful review and consulting with our Highway Superintendent, the Sardinia Youth Board has recommended approval for this project, and

**WHEREAS**, the Arcade Express Soccer Club will be responsible for the layout and lining of the fields, including corner flags and moveable goals and nets, and,

**WHEREAS**, the Town of Sardinia will be responsible for mowing and seeding, if needed, in areas where stone has emerged, and

**NOW, THEREFORE, BE IT RESOLVED**, the Sardinia Town Board hereby approves the request from the Arcade Express Soccer Club, pending a Certificate of Insurance, to install a U10 soccer field for their use, and when available, the use of the public, and the Arcade Express Soccer Club will be responsible for the layout and lining of the fields, including corner flags and moveable goals and nets, with the Town of Sardinia responsible for mowing and seeded, as needed, and

**Be it so resolved,**

<b>Motion:</b>	<b>Second:</b>	<b>Time:</b>
<b>Aye:</b>	<b>Nay:</b>	<b>Abstain:</b>



**G. RESOLUTION # \_\_\_\_\_-2012**  
**APPROVAL OF REQUEST FOR USE OF KITCHEN**  
**FOR ENCHANTED MOUNTAIN GIRL SCOUTS ON NOVEMBER 17, 2012**

**WHEREAS**, the Sardinia Youth Board has reviewed a request from the Enchanted Mountain Girl Scouts to utilize the kitchen area of the Sardinia Town Hall for their “Holiday Desserts for Meals on Wheels” event, and

**WHEREAS**, the Sardinia Youth Board has approved this request, noting the Certificate of Insurance for this organization is on file, and

**NOW, THEREFORE, BE IT RESOLVED**, the Sardinia Town Board hereby approves the request of the Enchanted Mountain Girl Scouts to utilize the kitchen area of the Sardinia Town Hall on November 17, 2012 for the “Holiday Desserts for Meals on Wheels” event, and

**Be it so resolved,**

<b>Motion:</b>	<b>Second:</b>	<b>Time:</b>
<b>Aye:</b>	<b>Nay:</b>	<b>Abstain:</b>

- H. Amend Motion to approve Guilman use of Town Hall from November 17 to November 10, 2012
- I. Report from Code Enforcement Officer
- J. Set Public Hearing for 2013 Budget for November 8, 2012 at 5:45 p.m.
- K. Set Public Hearing for Application of Zoning Amendment for November 8, 2012 at 6:00 p.m.
- L. Food for All at Sardinia Town Hall on Monday, October 15 from 3:00 – 5:00 p.m.
- XII. Executive Session, if necessary.
- XIII. Motion to Adjourn

**Be it so resolved,**

<b>Motion:</b>	<b>Second:</b>	<b>Time:</b>
<b>Aye:</b>	<b>Nay:</b>	<b>Abstain:</b>