Town of Sardinia Board Meeting – March 12th 2020 Start time 6:30pm

1. Public Hearing on Codification of the Local Laws, Ordinances and certain Resolutions of the Town of Sardinia into a Municipal Code to be designated the “Code of the Town of Sardinia. Immediately followed by:
2. Regular Board Meeting

TOWN BOARD MEMBERS

Councilman Mike Domster

Councilman Jamie Emmick

Councilman Len Hochadel

Councilman John Marsh

Also, present:

Highway Superintendent Donald W. Hopkins

Town Clerk Jennifer Bray

Approx. \_\_\_\_\_\_\_\_ Guests

Roll Call

Pledge of Allegiance

Moment of Silence

Call to Order Public Hearings and Regular Board Meeting for March 12th 2020 at \_\_\_\_\_\_\_pm

Open Public Hearing on Codification of the Local Laws, Ordinances and certain Resolutions of the Town of Sardinia into a Municipal Code to be designated the “Code of the Town of Sardinia

Close Public Hearing on Codification of the Local Laws, Ordinances and certain Resolutions of the Town of Sardinia into a Municipal Code to be designated the “Code of the Town of Sardinia and Open Regular Board Meeting.

Approval of Minutes

1. February 10th 2020 Public Hearing on Proposed Local Law Regarding Tree Removal
2. February 10th 2020 Public Hearing on Proposed Local Law Amending the Zoning Ordinance of the Town of Sardinia to Regulate Solar Energy Systems
3. February 10th 2020 Regular Board Meeting

Approval of Bills

Supervisor’s Appointments and Committee Reports

* 1. Personnel/Administration Beverly/Jamie
  2. Finance/Planning & Economic Development Beverly/John
  3. Security and Disaster Preparedness Gerard Whittington
  4. Public Safety (Constable, Building Code John/Mike

Enforcement, Animal Control)

* 1. Building & Capital Projects –Town Hall Beverly/Len
  2. Parks Jamie/John
  3. Highway Mike/John
  4. Recreation/Youth Jamie/Chris Warner
  5. Community Events/Celebrations Len/John
  6. Community Service Mike
  7. Senior Citizens and Programs Len/John
  8. Environment Beverly//Mike
  9. Liaison to Fire Company Beverly/Jamie
  10. Liaison to Veterans Beverly
  11. Water Evaluation Committee Beverly
  12. Street Lighting John/Mike
  13. Bicentennial Committee Beverly/Entire Town Board including Highway Superintendent and Town Clerk

**Report from Highway Superintendent Donald Hopkins**

Old Business –

**TOWN OF SARDINIA LOCAL LAW NO. 1-2020**

**A LOCAL LAW AMENDING THE ZONING LOCAL LAW OF**

**THE TOWN OF SARDINIA, ERIE COUNTY, NEW YORK**

**BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF SARDINIA AS FOLLOWS:**

**SECTION 1.**

The Town of Sardinia Zoning Local Law be and hereby is amended as follows: Local Law 3-2019 is hereby reenacted in its entirety to comply with the proper procedural requirements to be met pursuant to the Town Law, the Municipal Home Rule Law and the General Obligations Law of the State of New York.

**SECTION 2.** **SEPARABILITY.**

If any part or provision of this Local Law or the application thereof to any person or circumstances be adjudged invalid by any Court of competent jurisdiction, such Judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such Judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Town Board of the Town of Sardinia hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

**SECTION 3. REPEAL**

All Ordinances, Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

**SECTION 4. EFFECTIVE DATE**

This Local Law shall take effect immediately upon filing in the Office of the New York State Secretary of State in accordance with section 27 the Municipal Home Rule Law.

**RESOLUTION TO ADOPT LOCAL LAW NO. 1 - 2020 A LOCAL LAW AMENDING THE ZONING LOCAL LAW OF**

**THE TOWN OF SARDINIA, ERIE COUNTY, NEW YORK**

**Whereas,** Local Law No. 1 - 2020 has been submitted to the Town Board to provide for the codification of the Local Laws, Ordinances and certain Resolutions of the Town of Sardinia into a Municipal Code to be designated the “Code of the Town of Sardinia.”

**Whereas**, the proposed Local Law has been carefully considered by the Town, and

**Whereas,** a Public Hearing was held on March 12th, 2020 permitting public comments in regard to the codification of the Local Laws, Ordinances and certain resolutions of the Town of Sardinia into a Municipal code to be designated the “Code of the Town of Sardinia.”,

**NOW, THEREFORE, be it**

**RESOLVED**, Local Law 1 - 2020 is hereby adopted and shall become effective upon filing of the Local Law with the New York Secretary of State, and be it further

**RESOLVED**, the Town Clerk is directed to file a copy of the Local Law with the New York State Department of State and forward a copy of the Local Law to General Code Publishers fro the purpose of amending the Code Book of the Town of Sardinia.

**DULY ADOPTED,** this 12th day of March, 2020, by the following vote:

Supervisor Gambino Voted \_\_\_\_\_

Councilman Domster Voted \_\_\_\_\_

Councilman Emmick Voted \_\_\_\_\_

Councilman Hochadel Voted \_\_\_\_\_

Councilman Marsh Voted \_\_\_\_\_

**TOWN OF SARDINIA LOCAL LAW NO. 2 – 2020**

**LOCAL LAW REGARDING DEAD OR DISEASED TREES ON PRIVATE PROPERTY**

**BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF SARDINIAAS FOLLOWS:**

**SECTION 1. TITLE**

This Local Law shall be known as Local Law No. 2-2020 and entitled “Dead or Diseased Trees on Private Property.”

**SECTION 2. PURPOSE AND INTENT**

The purpose of this Local Law is to allow entry onto private property to cut trees that endanger the public life and property within the Town of Sardinia

**SECTION 3. DEAD OR DISEASED TREES ON PRIVATE PROPERTY**

The Highway Superintendent shall have the right to cause the removal of any dead or diseased trees on private property with the Town when such trees constitute a hazard to public life or property or harbor insects or disease which constitute a potential threat to other trees within the Town. The Highway Superintendent will notify the owner(s) of such trees in writing. Removal shall be done by such owner(s) at their expense within sixty (60) days after the date of service of notice. In the event of failure of the owner(s) to comply with such provisions, the Highway Superintendent shall have the authority to remove such trees and charge the cost of removal on the owner’s property tax notice. Where the Town is required to remove a tree for waterway maintenance purposes, the cost shall not be charged to the owner of the property.

**SECTION 4. REPEAL**

All ordinances, Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

**SECTION 5. EFFECTIVE DATE**

This Local Law shall take effect immediately upon filing in the Office of the New York State Secretary of State in accordance with the Municipal Home Rule Law.

**RESOLUTION TO ADOPT LOCAL LAW 2 – 2020 A LOCAL LAW REGARDING DEAD OR DISEASED TREES ON PRIVATE PROPERTY**

**WHEREAS,** Local Law No. 2 – 2020 has been submitted to the Town Board to provide for removal of dead or diseased trees on private property within the Town of Sardinia, and

**WHEREAS,** the proposed Local Law has been carefully considered by the Town, and

**WHEREAS,** a Public Hearing was held on February 10th 2020 permitting public comments in regard to the removal of dead or diseased trees on private property in the Town,

**NOW, THEREFORE BE IT RESOLVED,**

Local Law No. 2 – 2020 is hereby adopted and shall become effective upon filing of the Local Law with the New York Secretary of State, and be it further,

**RESOLVED,** the Town Clerk is directed to file a copy of the Local Law with the New York State Department of State and forward a copy of the Local Law to General Code Publishers for the purpose of amending the Code Book of the Town of Sardinia.

**DULY ADOPTED,** this 12th day of March, 2020, by the following vote:

Supervisor Gambino Voted \_\_\_\_\_

Councilman Domster Voted \_\_\_\_\_

Councilman Emmick Voted \_\_\_\_\_

Councilman Hochadel Voted \_\_\_\_\_

Councilman Marsh Voted \_\_\_\_\_

**APPOINTMENT OF CHAFFEE-SARDINIA VOLUNTEER FIREMAN**

**WHEREAS,** the Sardinia Town Board is in receipt of the application of,

**Mark R. Dobbins**, 409 Genesee Road, Arcade, New York 14009

Who has applied for a volunteer position as a Volunteer Firefighter to the Chaffee-Sardinia Memorial Fire Company and,

**WHEREAS,** the Sardinia Town Board supports and approves this appointment of Mark R. Dobbins,

**NOW THEREFORE, BE IT RESOLVED,** that the Town Board approves the appointment ofMark R. Dobbins, Volunteer Fireman to the Chaffee-Sardinia Memorial Fire Department.

**Be it so resolved,**

|  |  |  |
| --- | --- | --- |
| **Motion:** | **Second:** | **Time:** |
| **Aye:** | **Nay:** | **Abstain:** |

**NEW BUSINESS – MRB Engineering Proposals for pool house at Veterans Park and Manion Park Restrooms**

**EXECUTIVE SESSION (if necessary)**

**ADJOURNMENT**