

Nathan D. McMurray - Supervisor
 Beverly A. Kinney - Councilwoman
 Michael H. Madigan - Councilman
 Jennifer L. Baney - Councilwoman
 Peter Marston, Jr. - Councilman
 Patricia A. Frentzel - Town Clerk
 Peter C. Godfrey - Town Attorney
 James R. Sharpe - Deputy Supervisor

TOWN BOARD OF THE TOWN OF GRAND ISLAND

Grand Island Town Hall
 2255 Baseline Rd. — Grand Island, New York 14072

Date: December 16, 2019

Time: 8:00 P.M.

**HEARING IMPAIRED LISTENING
 DEVICES AVAILABLE ON REQUEST**

In the event of a fire or other emergency, please follow the exit signs that are provided in this room and throughout Town Hall.

	TITLE:	DISPOSITION:
I	<u>ROLL CALL:</u> Town Clerk	
II	<u>INVOCATION:</u> CrossRiver Ministries	
III	<u>PLEDGE:</u> Councilman Peter Marston, Jr.	
IV	<u>PROCLAMATIONS:</u> 1. Golden Age Center 60 th Anniversary 2. James Sharpe – Deputy Supervisor	
V	<u>PUBLIC COMMENTS:</u> - AGENDA ITEMS ONLY	
VI	<u>PUBLIC HEARINGS:</u> 1. Local Law Intro #9 of 2019 – Tree Ordinance A. Correspondence – Planning Board 2. Draft Resource Guide for the Protection and Promotion of Agriculture and Farming	
VII	<u>MINUTES:</u> 1. Approve Minutes of Workshop Meeting #50, December 2, 2019 2. Approve Minutes of Regular Meeting #22, December 2, 2019	
VIII	<u>CONSENT AGENDA:</u> 1. Building Permits Issued – November 2019 2. Meeting Minutes – Zoning Board of Appeals – November 14, 2019 3. Golden Age Center – Facility Usage – November 2019 4. Meeting Minutes – Planning Board – November 12, 2019 <u>COMMUNICATIONS –TOWN BOARD:</u>	
IX	<u>SUPERVISOR NATHAN D. McMURRAY:</u> 1. Transitional Training	
X	<u>COUNCILWOMAN BEVERLY A. KINNEY:</u> 1. Grand Island Social Media Policy 2019 2. Resignation – Parks and Recreation Advisory Board 3. Resignation – Technology Advisory Board 4. Resignation – Economic Development Advisory Board	
XI	<u>COUNCILMAN PETER MARSTON, JR.:</u> 1. Local Law Intro #13 of 2019-Amend the Zoning Code Regarding Principal Uses on the Same Lot – Set Public Hearing and Refer to the Planning Board <u>COMMUNICATIONS – OTHER TOWN OFFICIALS:</u>	
XII	<u>HIGHWAY SUPERINTENDENT – RICHARD W. CRAWFORD:</u> 1. Vacation Carry Over	

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	TITLE:	DISPOSITION:
XIII	<u>DEPARTMENT OF ENGINEERING & WATER RESOURCES – ROBERT H. WESTFALL:</u> 1. Authorize Supervisor to Sign Professional Services Agreement – Asbestos Survey and Abatement Design and Specifications – Town Hall Elevator – M69-2018 2. Employee Change of Work Classification – Water Department 3. Employee Change of Work Classification – Water Department	
XIV	<u>TOWN ASSESSOR – JUDY M. TAFELSKI:</u> 1. Re-Appointment – Board of Assessment Review	
XV	<u>TOWN ACCOUNTANT – PAMELA BARTON:</u> 1. Budget Amendment – General Fund – Franchise Fees 2. Budget Amendment – General Fund – Parks & Playgrounds 3. Budget Transfer – Highway Fund 4. Budget Amendment – Highway/General Funds	
XVI	<u>CODE ENFORCEMENT OFFICE:</u> 1. Special Use Permit Renewal – Auto Fix of Grand Island LLC, 2038 Grand Island Boulevard – Addition-Auto Repair Business 2. Electrical Examining Board – Election Results	
XVII	<u>JUSTICE COURT:</u> 1. Resignation – Chief Court Clerk	
XVIII	<u>REPORT OF THE AUDIT COMMITTEE:</u>	
XIX	<u>UNFINISHED BUSINESS:</u> 1. Local Law Intro #11 of 2019 – Rezoning SBL #36.00-2-8.1, Alvin Road – B-1/R-1A to B-1 A. Correspondence – Planning Board 2. Local Law Intro #12 of 2019 – Rezoning SBL#36.00-2-7, 2356 Whitehaven Road – R-1/B-1 to R-1A B. Correspondence Planning Board	
XX	<u>PUBLIC COMMENTS:</u>	
XXI	<u>FROM THE BOARD:</u>	
XXII	<u>MEMORIAL ADJOURNMENT:</u> Joseph Steffan Hazel Rowe Julia Goodwin Elizabeth Miskines Kenneth Zulawski Donald Harris, Jr. Lee Celano	

Golden Age Center 60th Anniversary

WHEREAS, older Americans possess skills, knowledge, and experience that are among our community's most valuable human resources, and nearly 40% of the Grand Island, New York population consists of adults age 50 and over; and

WHEREAS, today marks the 60th Anniversary of the Golden Age Club, and the Golden Age Center, established in December 1959, providing a variety of services to all Grand Island residents aged 50+, including social, recreational, and educational activities, transportation services, home-cooked meals, special events, and weekly programs; and

WHEREAS, the Golden Age Club members have made countless contributions to the Golden Age Center, in the past, now, and will for years to come;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Grand Island is committed to helping all individuals live longer, healthier lives; and does hereby designate today as the 60th Anniversary of the Golden Age Club of our Golden Age Center in the Town of Grand Island and that the Town Board extends its sincerest thanks to its members for its many years of service serving the Town's older Americans, and urges every resident to take the time to honor older adults and to live active, healthy, engaged lives.

DECEMBER 16, 2019

Nathan McMurray — Town Supervisor

Jennifer Baney — Councilwoman

Beverly Kinney — Councilwoman

Michael Madigan — Councilman

Peter Marston Jr. — Councilman

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2019 DEC 11 AM 11:19

TOWN CLERK
GRAND ISLAND, N.Y.

JAMES SHARPE – DEPUTY SUPERVISOR

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2019 DEC 11 AM 11:25

WHEREAS James Sharpe has served in many roles during decades of service for the Town of Grand Island;

WHEREAS Mr. Sharpe has most recently served as the Town of Grand Island's Deputy Supervisor;

WHEREAS in this role he supported Supervisor Nate McMurray on many projects, including the successful opening of hotels and other business, solar energy initiatives, the preservation of hundreds of acres of land, and the opening of the West River Trail;

WHEREAS Mr. Sharpe has also helped lead the efforts to update the Town's Master Plan, Waterfront Revitalization Plan, and the Agricultural Protection Plan;

NOW THEREFORE BE IT RESOLVED that The Town of Grand Island thanks Mr. Sharpe for his diligent service, vision, and dedication to his community.

DECEMBER 16, 2019

Nathan McMurray — Town Supervisor

Jennifer Baney — Councilwoman

Beverly Kinney — Councilwoman

Michael Madigan — Councilman

Peter Marston Jr. — Councilman

**DRAFT
COPY**

12/3/2019

**TOWN OF GRAND ISLAND
LOCAL LAW No. ____ OF 2019**

A local law amending the Town of Grand Island Code to add Chapter 181 to establish the policy and procedure for the preservation of trees on Grand Island.

Be it hereby enacted by the Town Board of the Town of Grand Island as follows:

Section 1: The Town of Grand Island ("Town") Code is hereby amended to include Chapter 181, "Tree Preservation of Grand Island," which shall read in its entirety as follows:

Section 181-1. Title.

This Chapter shall be Chapter 181 of the Code of the Town of Grand Island and may be cited as the "Tree Preservation Law of the Town of Grand Island."

Section 181-2. Purpose.

Residents of the Town consistently praise the benefits of a semi-rural environment. Perhaps the most obvious environmental factor which separates the Town from an urban setting is the presence of numerous trees. Unfortunately, this rural landscape image is dramatically changing. Trees are subjected to periodic attacks from invasive species (e.g., Emerald Ash Borer which has decimated a significant portion of the trees within the Town). Measures are needed to make a serious long-term commitment to sustain and enhance our remaining tree populations. The long-term goal is to create and maintain diverse species and minimize any negative impact(s) on trees within the Town.

Specifically, the intent of this chapter is to:

- Protect and promote the public health, safety and general welfare by the preservation and protection of trees within the Town;
- Reduce the clearing, destruction and disturbance of trees and establish guidelines for the limitation of the removal of trees within the Town;
- Reduce flooding, water pollution, effects of wind and air turbulence, visual pollution, sound pollution, soil erosion, levels of carbon dioxide, and return oxygen to the atmosphere;
- Increase groundwater supply while providing shade and habitat for wildlife;
- Conserve and protect property values and otherwise facilitate the creation of a convenient, attractive and harmonious community in keeping with residents' expressed desire to preserve the rural/agricultural heritage of the Town; and
- Generally preserve and safeguard the ecological and aesthetic environment.

The Town continuously strives to set standards that serve to improve the overall health and well-being of its residents. The goals of the Tree Ordinance are to enhance the aesthetic environment,

to educate the public on importance of tree preservation, and to continue to provide elements essential in establishing and maintaining a strong ecosystem.

Section 181-3. Definitions.

As used in this Chapter, the following terms shall have the meanings indicated:

A. Trees

Any woody perennial plant (deciduous or coniferous) usually having a single main stem with a minimum diameter of three (3) inches at 4.5 feet above ground level (DBH), generally with few or no branches on its lower part.

B. Park Trees

Trees in public parks.

C. Street Trees

Trees within the right-of-way of all Town streets, avenues or highways.

D. Tree Topping

The severe cutting back of limbs to stubs larger than three inches in diameter within the tree's crown to such a degree so as to remove the normal canopy and disfigure the tree.

E. Tree Preservation Plan

A document used to evaluate the impact of the proposed construction/activity to an existing landscape.

Section 181-4. Town Tree Advisory Board.

A. Creation and Establishment. There shall be created and established a Town Tree Advisory Board of the Town of Grand Island, New York, which shall consist of seven residents of the Town, who shall be appointed by the Town Supervisor, subject to the approval of the Town Board. The Tree Advisory Board shall annually elect officer(s) and advise the Town Board of the name(s) of such officer(s).

B. Term of office. The term of the persons to be appointed by the Supervisor shall be three years, except that the term of two of the members of the first Board shall be for only one year and the term of two members of the first Board shall be for two years. In the event that a vacancy shall occur during the term of any member, his or her successor shall be appointed by the Supervisor for the unexpired portion of the term.

C. Compensation. Members of the Board shall serve without compensation.

D. Duties and responsibilities. The Tree Advisory Board may consider, research, advise, report, and recommend upon any matter or question pertaining to the protection and enhancement of trees subject to the ordinance. The Tree Advisory Board will strive to raise educate the public on the importance of trees to the Town. Meetings of the Tree Advisory Board shall be called by the Chairperson.

Section 181-5. Protection and Planting of Trees.

- A. Damage/or removal. Protection of mature street and park trees shall be a priority. Subject to the provisions of this law, Street Trees and Park Trees of desirable species and good health shall be protected to the greatest extent possible from damage and/or removal during construction, sidewalk repair, utility work above and below ground and other similar activities.
- B. Tree care on Town property. The Town shall have the right to plant and maintain Trees within Town rights-of-way of all streets, avenues, highways and other Town grounds, as may be necessary to ensure public safety and to enhance the beauty of such public grounds. (*see* GI Town Code § 407-139).

Section 181-6. Species and Locations of Trees.

- A. The Tree Advisory Board shall develop and maintain a list of desirable Street Trees for planting along streets in two size classes based on mature height: small (under 20 feet) and large (over 20 feet). Efforts shall be made to ensure a sufficient diversity of tree species. A list of trees not suitable for planting will also be maintained.
- B. The spacing of Street Trees shall be in accordance with the two size classes listed in this chapter. No new Street Trees may be planted closer than the following: small trees 20 feet, large trees 30 feet, except in special plantings designed or approved by a landscape architect, or at the discretion of Town in consultation with the Tree Advisory Board.
- C. No new Street Trees may be planted within the right-of-way or closer than 2 feet from any curb or sidewalk except at the discretion of the Town Board with the advice of the Highway Superintendent and the Tree Advisory Board. No new street trees shall be planted closer than 10 feet from any fire plug. (*see* GI Town Code § 407-109).

Section 181-7. Injury to Trees.

- A. No person shall cut or otherwise injure any Street Tree; provided, however, that the Town of Grand Island Highway Department, or a person authorized in writing by the Highway Superintendent, may cut or trim trees Street Trees where such trimming or cutting is in the interest of public health, safety and/or welfare; and further provided, that necessary cutting or trimming of Street Trees shall be permissible without advance permission of the Highway Superintendent in emergency situations where and to the extent necessary to preserve public health, safety and welfare. Notwithstanding this subparagraph, nothing in this provision shall impair the right of any private utility to trim trees as necessary within any utility easement nor reduce or abrogate the obligation of any private utility to maintain utility lines in a safe manner. It shall not be necessary to get advance authorization to remove any storm-damaged tree that blocks traffic, creates a traffic hazard or in any way is detrimental to public safety or well-being.
- B. No person shall fasten any sign, wire, rope or other material to, around or through any Street Tree or Park Tree in the Town of Grand Island, except by written permission from the Town, excepting cases of emergency.

Section 181-8. Removal of Trees.

A. The Town shall have the right to require the removal of Trees on private property within the Town, when such trees constitute a hazard to life and/or property. The Town shall notify, in writing, the owners of the property with such trees.

B. The Town may remove or cause to be removed, any tree or part thereof on public property which is in an unsafe condition or which by reason of its nature is injurious to sewers, electric power lines, gas lines, water lines or other public improvements. Trees removed by the Town or by natural causes may be replaced on a one-for-one basis within a year. The location and species of any replacement tree shall be determined by the Town with the advice of the Tree Advisory Board.

Section 181-9. Removal of Trees on Commercial Property or Housing Developments.

A. Permits are required when Tree removal is occasioned by any development or land use or change thereof requiring site or subdivision plan approval by the Town of Grand Island.

B. As part of any required site or subdivision plan application, an application for a tree removal permit shall be made to the Town Clerk's office and forwarded to the Tree Advisory Board and shall include, at a minimum, the following information:

- (1) Name and address of the applicant and owner if not the same.
- (2) Site of the proposed tree removal.
- (3) Purpose of the proposed tree removal.
- (4) An attached Tree Preservation Plan of the area indicating the following:
 - a. The approximate location and number of tree(s) to be removed;
 - b. The location of any improvements on the property, existing or proposed;
 - c. Topographic information, if unique features are present (e.g., ravines, creek, wetlands); and
 - d. Any additional information that the Town Board may deem necessary for evaluation of the application (Tree Preservation Plan).

C. The Town Board may establish by resolution the fee to be charged, collected and received for the review of each tree removal application. The fee will go to a fund to be used exclusively for tree purchase and replanting. The fee will be waived if the removed trees are replaced with a recommended species from a list provided by the Tree Advisory Board.

D. Mitigation Measures. Where a Tree removal permit is required, the applicant must make provisions for mitigation measures. Replacement of Trees from the Tree Advisory Board's

recommended list may be required as a condition to approval. Trees planted in new developments or new construction must be consistent with the Town's landscape requirements (Chapter 407, Article XXIX). A tree maintenance plan must be submitted and adhered to (*see* GI Town Code §407-140 Landscaping Plans).

E Standards for permit review may include all factors the Town Board considers relevant, including the following:

- (1) The extent to which use of the property requires cutting down, killing or destroying trees;
- (2) Any hardship to the applicant that will result from a modification or denial of the requested permit;
- (3) The desirability of preserving any tree by reason of its size, age or some other outstanding quality, such as uniqueness, rarity or status as a landmark or species specimen;
- (4) The extent to which the area would be subject to increased water runoff and other environmental degradation due to removal of the trees;
- (5) The heightened desirability of preserving tree cover in densely developed or densely populated areas;
- (6) The need for visual screening in transitional zones or relief from glare or other negative visual impacts; and
- (7) All the other factors enumerated in the beginning of this chapter.

F. Permit issuance.

- (1) Tree removal permits shall be issued by the Town Board upon recommendation on the application by the Tree Advisory Board.
- (2) Review of application; time period. If the tree removal permit application is not acted upon within sixty (60) days after receipt by the Tree Advisory Board, it shall be deemed approved.

Section 181-10. Review by Town Board.

The Town Board will have the right to review any decisions regarding trees.

Section 181-11. Enforcement and Penalties for Offenses.

Enforcement of this Chapter shall be the responsibility of the code enforcement officer. Violations of any of the provisions of this Chapter shall be punishable by a fine of not more than \$250. Each day's continuance of a violation after notice shall be deemed a separate and distinct violation and shall be punishable accordingly.

Section 181-12. Severability

Should any part or provision of this local law be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof other than the part held to be invalid.

Section 2. Effective Date. This local law shall be effective immediately upon filing with the New York Secretary of State.

Planning Board



The Town of Grand Island

2255 BASELINE ROAD
GRAND ISLAND, NEW YORK 14072
(716) 773-9600

FOR TOWN BOARD AGENDA: DECEMBER 16, 2019

MEMO

TO: Town Board

FROM: Planning Board

DATE: December 10, 2019

RE: Proposed Tree Ordinance

At the December 9th Planning Board Meeting, the Board received the latest version of the Tree Ordinance.

It was moved by Worrall – Starzynski to ask the Town Board to not vote on the latest version of the Tree Ordinance, rather, refer it back to the Planning Board for review and recommendation. We recommend that the Public Hearing be kept open until after the Planning Board recommendation.

Roll Call: Ayes – Worrall, Starzynski, Bruno, Duchscherer, Greco, Lare, Stessing
Noes – None
Carried

It was moved by Greco – Duchscherer that, in the future, we recommend that the Town Board follow 407-189 of the Code.

Roll Call: Ayes – Greco, Duchscherer, Bruno, Lare, Starzynski, Stessing, Worrall
Noes – None
Carried

David Bruno
Chairman

/ae

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2019 DEC 12 AM 9:26
TOWN CLERK
GRAND ISLAND, NY

PUBLIC NOTICE

LEGAL NOTICE IS HEREBY GIVEN that the Town Board of the Town of Grand Island will hold a public hearing at 8:00 PM on December 16, 2019, at Town Hall, 2255 Baseline Road, Grand Island, New York on the draft Resource Guide for the Protection and Promotion of Agriculture and Farming. A copy of the Draft Resource Guide for the Protection and Promotion of Agriculture and Farming is available for review at the Town Clerk's Office and on the Town's website. At the time and place stated above, all interested members of the public shall be heard.

Patricia A. Frentzel
Town Clerk

Publish: December 6, 2019

Town of Grand Island - Workshop Meeting #50

A workshop meeting of the Town Board of Grand Island, New York was held at the Town Hall, 2255 Baseline Road, Grand Island, NY at 6:00p.m. on the 2nd of December, 2019.

**DRAFT
COPY**

Present:	Nathan D. McMurray	Supervisor
	Michael H. Madigan	Councilman
	Jennifer L. Baney	Councilwoman
	Peter Marston, Jr.	Councilman
	Patricia A. Frentzel	Town Clerk
	Peter C. Godfrey	Town Attorney

Excused:	Beverly A. Kinney	Councilwoman
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Supervisor Nathan D. McMurray called the meeting to order at 6:03p.m.

NEW ITEMS:

General Discussion:

Bed & Breakfast Law – Draft of proposed revisions distributed to Town Board and discussed. To be on a future agenda.

Panhandling – M & T Bank Plaza and TOPS Market affected most. TOPS offering escort to car if resident asks at Customer Service.

Business & Manufacturing Zoning Amendments – Draft of proposed revisions distributed to Town Board and discussed. To be on a future agenda.

Agriculture and Farmland Protection Plan – SEQR Lead Agency Designation

A motion was made by Councilman Marston, seconded by Councilman Madigan to adopt the following resolution:

WHEREAS, the Town of Grand Island has developed the *Resource Guide for the Protection and Promotion of Agriculture and Farming*, to implement recommendations within the Town's 2018 Comprehensive Plan; and

WHEREAS, the *Resource Guide* provides further action, guidance, and resources for the Town government, staff, and community as a whole for the promotion and protection of agriculture and farming activities in the Town; and

WHEREAS, the *Resource Guide* was developed in coordination with the Town's Agriculture and Farmland Planning Committee with technical assistance provided by the consulting team of WWS Planning and CPL; and

WHEREAS, in accordance with the provisions of 6 NYCRR Part 617 (SEQRA), the adoption of the *Resource Guide* is classified as a Type 1 action and requires coordination of Lead Agency with potential Involved Agencies, of which the NYS Department of Agriculture and Markets (NYSDAM) is the only other agency involved; and

WHEREAS, Town Board circulated its intent to be Lead Agency and promptly received consent from NYSDAM accepting the Town as Lead Agency for this Type 1 Action.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby designates itself as Lead Agency for the Proposed Action pursuant to 6 NYCRR Part 617 and will make a determination of significance at a subsequent meeting.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Monday, December 2, 2019 - 1

Town of Grand Island - Workshop Meeting #50

Agriculture and Farmland Protection Plan Agriculture and Farmland Protection Plan – Set a Public Hearing

A motion was made by Councilman Madigan, seconded by Councilman Marston to adopt the following Resolution:

WHEREAS, the Town of Grand Island received a grant from the New York State Department of Agriculture and Markets for the preparation of an Agriculture and Farmland Protection Plan, pursuant to Circular 1500, Article 25AAA, Section 324-a, of the New York State Agriculture and Markets Law; and

WHEREAS, the Town of Grand Island has prepared a draft Resource Guide for the Protection and Promotion of Agriculture and Farming, in accordance with the State requirements; and

WHEREAS, the draft Resource Guide for the Protection and Promotion of Agriculture and Farming has been prepared under the review and guidance of the Town of Grand Island Agriculture and Farming Planning Committee, with consultant planning assistance from WWS Planning and CPL; and

WHEREAS, the Grand Island Town Board, as Lead Agency, prepared an Environmental Assessment Form to identify and evaluate the potential impacts of adopting the Resource Guide for the Protection and Promotion of Agriculture and Farming, in accordance with the requirements of the State Environmental Quality Review Act (SEQRA) and Part 617 of the implementing regulations of Article 8 of the New York State Environmental Conservation Law, and initiated a coordinated review; and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Grand Island Town Board sets a Public Hearing on the draft Resource Guide for the Protection and Promotion of Agriculture and Farming for December 16, 2019 at 8:00p.m.

BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Planning Consultant to prepare the necessary notices and filings on this action, and that a copy of the draft Resource Guide for the Protection and Promotion of Agriculture and Farming be made available at the Town Clerk's office and on the Town's website.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Local Law Intro #9 of 2019 – Tree Ordinance – Set Public Hearing

A motion was made by Supervisor McMurray, seconded by Councilman Madigan to set a Public Hearing for Monday, December 16, 2019 at 8:00p.m. to hear anyone who wants to comment on Local Law Intro #9 of 2019 – Tree Ordinance.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

General Discussion:

Solar Law – Draft of proposed revisions distributed to Town Board and discussed. To be on a future agenda.

Open Space Update – Councilwoman Kinney was absent and no discussion was held.

Social Media Policy – Councilwoman Kinney was absent and no discussion was held.

GBNRTC Trail Projects – Councilwoman Baney reported a meeting with Amy Weymouth; Bike trails throughout Western New York, connection with Ralph Wilson Foundation. Meeting will discuss the possibility of constructing a non-motorized trail on the paper street of Alt Blvd. from Love Road up to Long Road.

Town of Grand Island - Workshop Meeting #50

GIS Licensing – Departments are ready to utilize the software, need for licensing and apps to move forward for on-site work. Town has credits for project. To be discussed at a later meeting.

Award Bid – Grand Island Town Hall Elevator Addition – Job No. M-69-2018

Town Engineer Robert Westfall reported that on November 13, 2019, one bid was received for \$633,000 but was substantially higher and different from the original budget. He suggests the project to be rebid at a later date with less aggressive construction schedule. A Scope of Work for possible asbestos remediation will be necessary. A motion was made by Councilwoman Baney, seconded by Councilman Madigan to accept the recommendation of the Town Engineer and reject all bids for the Grand Island Town Hall Addition – Job No. M-69-2018 and to authorize the Town Engineer to present alternatives to move forward at a future date.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

EXECUTIVE SESSION:

A motion was made by Councilwoman Baney, seconded by Councilman Madigan to enter into Executive Session at 7:06p.m. for the purpose of discussing matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person(s) employed by the Town and to obtain legal advice from the Town Attorney.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Supervisor McMurray left the meeting at 7:29p.m.

ADJOURN:

A motion was made by Councilwoman Baney, seconded by Councilman Madigan to return to the Regular Meeting and adjourn at 7:50p.m.

APPROVED Ayes 3 Madigan, Baney, Marston
Noes 0

Respectfully submitted,

Patricia A. Frentzel
Town Clerk

Monday, December 2, 2019 - 3

Town of Grand Island – Regular Meeting #22

**DRAFT
COPY**

A regular meeting of the Town Board of Grand Island, New York was held at the Town Hall, 2255 Baseline Rd., Grand Island, NY at 8:00p.m. on the 2nd of December, 2019.

Present:	Nathan D. McMurray	Supervisor
	Michael H. Madigan	Councilman
	Jennifer L. Baney	Councilwoman
	Peter Marston Jr.	Councilman
	Patricia A. Frentzel	Town Clerk
	Peter C. Godfrey	Town Attorney
Excused:	Beverly A. Kinney	Councilwoman

Supervisor Nathan D. McMurray called the meeting to order at 8:00p.m.
Reverend Martin Gallagher from St. Stephen's Roman Catholic Church gave the Invocation.
Councilwoman Jennifer L. Baney led the Pledge of Allegiance.

PUBLIC COMMENTS:

This is an opportunity for residents to comment on any matter regarding the meeting agenda items only.

Speakers: Sam Hunt

PUBLIC HEARINGS:

Local Law Intro #10 of 2019 – Amend Town Code Section 267 – Sewers

A Public Hearing was held on Monday, December 2, 2019 at 8:00p.m. for the purpose of hearing anyone who wants to comment on Local Law Intro #10 of 2019 – Amend Town Code Section 267 – Sewers.

Speakers: None

Supervisor McMurray declared the Public Hearing closed.
A motion was made by Councilman Marston, seconded by Councilman Madigan to adopt Local Law #8 of 2019 Amending Town Code Section 267 – Sewers as follows:

Section 1. Modify Article 267 of the Town Code as follows:

ARTICLE 1 Terminology

§ 267-1. Definitions. [Amended 4-5-1982]

A. Word usage. "Shall" is mandatory; "may" is permissive.

B. For the purpose of this chapter, the terms used herein are defined as follows:

SEWERS

ACT – The Federal Clean Water Act, as amended.

ASTM – The American Society for Testing and Materials.

Monday, December 2, 2019 - 1

Town of Grand Island – Regular Meeting #22

BEST MANAGEMENT PRACTICES (BMPs) – Schedules of activities, prohibitions of practices, general good housekeeping practices, pollution prevention and educational practices, maintenance procedures, and other management practices to prevent or reduce the discharge of pollutants directly or indirectly to stormwater, receiving waters, or stormwater conveyance systems. BMPs also include treatment practices, operation procedures, and practices to control site runoff, spillage or leaks, sludge or water disposal, or drainage from raw material storage. [Added 12-17-2007 by L.L. No. 6-2007]

BOD (denoting BIOCHEMICAL OXYGEN DEMAND) – The quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five days at 20° C., expressed in part per million by weight.

BUILDING SANITARY DRAIN – That part of the lowest horizontal piping of a building sanitary drainage system which receives the discharge from waste piping inside the walls of any building and conveys such discharge to the building sewer beginning three feet outside the outer face of the building wall.

BUILDING SEWER – That part of the horizontal piping of a sanitary system which extends from the end of the building sanitary drain and conveys sewage to a public sewer, individual sanitary disposal system or other approved facility.

CLEAN WATER ACT – The Federal Water Pollution Control Act (33 U.S.C. § 1251 et seq.), and any subsequent amendments thereto. [Added 12-17-2007 by L.L. No. 6-2007]

CODE ENFORCEMENT OFFICER – The person or persons duly authorized by the Town Board to inspect and approve the installation of building sewers and their connection to the public sewer system.

COMBINED SEWER – A pipe or conduit designed to carry both stormwater and wastewater.

CONNECTION – The “connection” to the public sewer shall include the building sewer and the tap into the public sewer.

CONSTRUCTION ACTIVITY – Any activity requiring authorization under the SPDES permit for stormwater discharges from construction activity, GP-02-01, as amended or revised, including construction projects resulting in land disturbance of one or more acres. Construction activities include but are not limited to clearing and grubbing, grading, excavating, and demolition. [Added 12-17-2007 by L.L. No. 6-2007]

CONTAMINATION – An impairment of the quality of the waters of the state by waste to a degree which creates a hazard to the public health through poisoning or through the spread of disease.

DEPARTMENT – The New York State Department of Environmental Conservation. [Added 12-17-2007 by L. L. No. 6-2007]

DOMESTIC WASTE – Water carried waste generated by residences.

GARBAGE – Solid wastes from the preparation, cooking and dispensing of food, and from the handling, storage and sale of produce.

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HAZARDOUS MATERIALS – Any material, including any substance, waste, or combination thereof, which because of its quantity, concentration, or physical, chemical, or infectious characteristics may cause, or significantly contribute to, a substantial present or potential hazard to human health, safety, property, or the environment when improperly treated, stored, transported, disposed of, or otherwise managed. [Added 12-17-2007 by L.L. No. 6-2007]

ILLCIT CONNECTION – Any drain or conveyance, whether on the surface or subsurface, which allows an illegal discharge to enter the MS4, including but not limited to: [Added 12-17-2007 by L.L. NO. 6-2007]

- (1) Any conveyance which allows any nonstormwater discharge including treated or untreated sewage, process wastewater, and wash water to enter the MS4 and any connection to the storm drain system from indoor drains and sinks, regardless of whether said drain or connection had been previously allowed, permitted, or approved by an authorized enforcement agency; or
- (2) Any drain or conveyance connected from a commercial or industrial land use to the MS4 which has not been documented in plans, maps, or equivalent records and approved by an authorized enforcement agency.

ILLCIT DISCHARGE – Any direct or indirect nonstormwater discharge to the MS4, except as exempted in § 267-36 of this chapter. [Added 12-17-2007 by L.L. NO. 6-2007]

INDUSTRIAL ACTIVITY – Activities requiring the SPDES permit for discharges from industrial activities except construction, GP-98-03, as amended or revised. [Added 12-17-2007 by L.L. NO. 6-2007]

INDUSTRIAL WASTES – The combination of liquid and water-carried waste from industrial processes, trade or business as distinct from domestic or sanitary wastes.

INTERCEPTOR – A device designed and installed so as to separate and retain deleterious, hazardous matter or otherwise undesirable matter, such as grease, oil or sand, and to permit only normal sewage to discharge into the public sewer.

LICENSED PLUMBER – A plumber duly licensed by the Town of Grand Island.

MS4 – Municipal separate storm sewer. [Added 12-17-2007 by L.L. NO. 6-2007]

MUNICIPAL SEPARATE STORM SEWER SYSTEM – A conveyance or system of conveyances (including, but not limited to, roads with drainage systems, municipal streets, catch basins, curbs, gutter, ditches, man-made channels, or storm drains): [Added 12-17-2007 by L.L. NO. 6-2007]

- (1) Owned or operated by the Town of Grand Island;
- (2) Designed or used for collecting or conveying stormwater;
- (3) Which is not a combined sewer; and
- (4) Which is not part of a publicly owned treatment works (POTW) as defined at 40 CFR 122.2.

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NATURAL OUTLET – Any outlet into a watercourse, pond, ditch, lake or other body of surface or groundwater.

NONSTORMWATER DISCHARGE – Any discharge to the MS4 that is not composed entirely of stormwater. [Added 12-17-2007 by L.L. NO. 6-2007]

PERSON – Any individual, association, organization, partnership, firm, corporation or other entity recognized by law. [Added 12-17-2007 by L.L. NO. 6-2007]

pH – The logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

POLLUTANT – Dredged spoil, filter backwash, solid waste, incinerator residue, treated or untreated sewage, garbage, sewage sludge, munitions, chemical wastes, biological materials, radioactive materials, heat, wrecked or discarded equipment, rock, sand, or industrial, municipal, agricultural waste or ballast discharged into water, any of which may cause or might reasonably be expected to cause pollution of the waters of the state in contravention of water, quality standards. [Added 12-17-2007 by L.L. NO. 6-2007]

POLLUTION – The man-made or man-induced alteration of the chemical, physical, biological and radiological integrity of water.

PREMISIS – Any building, lot, parcel of land, or portion of land, whether improved or unimproved, including adjacent sidewalks and parking strips. [Added 12-17-2007 by L.L. NO. 6-2007]

PRETREATMENT – The reduction the amount of pollutant properties in wastewater to a less harmful state prior to or in lieu of discharging or otherwise introducing such physical, chemical or biological processes, process changes or by other means, except as prohibited by 40 CFR 403.6, General Pretreatment Regulations for Existing and New Sources of Pollution.

PRIVATE SEWER or INDIVIDUAL SANITARY DISPOSAL SYSTEM – A sewer privately owned and not directly services by public authority.

PROPERLY SHREDDED GARBAGE – The wastes from the preparation, cooking and dispensing of food that have been shredded to such degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than ½ inch in any dimension.

PUBLICLY OWNED TREATMENT WORKS (POTW) – A “treatment works” as defined by Section 212 of the Act (33 U.S.C. § 1292). It includes any sewers that convey wastewater to the POTW but does not include pipes, sewers or other conveyances not connected to a facility providing treatment.

PUBLIC SEWER – A sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.

SANITARY SEWER – A sewer which carries sewage and to which storm-, surface and ground waters are not intentionally admitted.

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SANITARY WASTE – Liquid or solid waste generated by humans and human activities. Does not include industrial waste.

SEWAGE – A combination of the water-carried wastes from residences, business buildings, institutions and industrial establishments, together with such ground-, surface and stormwaters as may be present.

SEWAGE WORKS – All facilities for collecting, pumping, treating and disposing of sewage.

SEWER – A pipe or conduit for carrying sewage.

SIGNIFICANT INDUSTRIAL USER – Any user who has a discharge flow of 25,000 gallons or more per average workday; or has a flow greater than 5% of the flow in the municipality's wastewater system; or has in his waste toxic pollutants, as defined pursuant to Section 307 of the Act; or has been identified as one of the 21 industrial categories pursuant to Section 307 of the Act; or is found by the Town to have significant impact, either singly or in combination with other contributing industries, on the treatment or collection system.

SLUG – Any discharge of water or wastewater which, in concentration of any given constituent or in quality of flow, exceeds for any give period of duration longer than 15 minutes more than five times the average twenty-four-hour concentration of flows during normal operation and which shall adversely affect the collection system and/or performance of the wastewater treatment works.

SPECIAL CONDITIONS – [Added 12-17-2007 by L.L. NO. 6-2007]

- (1) Discharge compliance with water quality standards: the condition that applies where the Town has been notified that the discharge of stormwater authorized under their MS4 permit may have caused or has the reasonable potential to cause or contribute to the violation of any applicable water quality standard. Under this condition, the Town must take all necessary actions to ensure suture discharges do not cause or contribute to a violation of water quality standards.
- (2) 303 (d) listed water: the condition in the Town's MS4 permit that applies where the MS4 discharges to a 303(d) listed water. Under this condition, the stormwater management program must ensure no increase of the listed pollutant of concern to the 303(d) listed water.
- (3) Total maximum daily load (TMDL) strategy: the condition in the Town's MS4 permit where a TMDL including requirements for control of stormwater discharges has been approved by EPA for a water body or watershed into which the MS4 discharges. If the discharge from the MS4 did not meet the TMDL stormwater allocations prior to September 10, 2003, the Town was required to modify its stormwater management program to ensure that reduction of the pollutant of concern specified in the TMDL is achieved.
- (4) The condition in the Town's MS4 permit that applies if a TMDL is approved in the future by EPA for any water body or watershed into which an MS4 discharges: Under this condition, the Town must review the applicable TMDL to see if it includes requirements for control of stormwater discharges. IF an MS4 is not meeting the

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TMDL's approval, modify its stormwater management program to ensure that reduction of the pollutant of concern specified in the TMDL is achieved.

STATE POLLUTANT DISCHARGE ELIMINATION SYSTEM (SPDES) STORMWATER DISCHARGE PERMIT – A permit issued by the Department that authorizes the discharge of pollutants to waters of the state. [Added 12-17-2007 by L.L. NO. 6-2007]

STORM SEWER (sometimes termed "storm drain") – A sewer which is designed or used for collecting or carrying stormwater runoff, snowmelt, and drainage, but which excludes sewage and industrial wastes, other than unpolluted cooling water. [Amended 12-17-2007 by L.L. NO. 6-2007]

STORMWATER – Rainwater, surface runoff, snowmelt and drainage. [Added 12-17-2007 by L.L. NO. 6-2007]

STORMWATER MANAGEMENT OFFICER (SMO) – The Town Engineer and Code Enforcement Officer, and their staffs, and any other employee, contractor or other public official(s) designated by the Town Board to enforce this chapter. The SMO also accepts and reviews stormwater pollution prevention plans (SWPPPs), forwards the plans to such agency, committee, employee, or board of the Town of Grand Island which may be reviewing any applications for a construction activity requiring submission of a SWPPP, and inspects stormwater management practices. [Added 12-17-2007 by L.L. NO. 6-2007]

SUPERINTENDENT – The Superintendent of Sewers for the Town of Grand Island as appointed by the Town Board or his authorized deputy, agent or representative.

SUSPENDED SOLIDS – Solids that either float on the surface of, or are in suspension in water, sewage or other liquids, and which are removable by laboratory filtering.

303(d) LIST – A list of all surface water in the state for which beneficial uses of the water (drinking, recreation, aquatic habitat, and industrial use) are impaired by pollutants, prepared periodically by the Department as required by Section 303(d) of the Clean Water Act. 303(d) listed water are estuaries, lakes and streams that fall short of state surface water quality standards and are not expected to improve within the next two years. [Added 12-17-2007 by L.L. NO. 6-2007]

TMDL – Total maximum daily load. [Added 12-17-2007 by L.L. NO. 6-2007]

TOTAL MAXIMUM DAILY LOAD – The maximum amount of a pollutant to be allowed to be released into a water body so as not to impair uses of the water allocated among the sources of that pollutant. [Added 12-17-2007 by L.L. NO. 6-2007]

TOWN – The Town of Grand Island. [Added 12-17-2007 by L.L. NO. 6-2007]

TOWN ENGINEER – The Town Engineer of the Town of Grand Island.

TOXIC – Any of the pollutants designated by federal regulations pursuant to Section 307(a)(1) of the Act.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY OR USEPA – The United States Environmental Protection Agency or, where appropriate, a designation for the administrator or other duly authorized official of said agency.

WASTEWATER – Water that is not stormwater, is contaminated with pollutants and has been or will be discarded. [Added 12-17-2007 by L.L. NO. 6-2007]

WATERCOURSE – A drainage channel in which a flow of water occurs, either continuously or intermittently.

ARTICLE II

Use of Public Sewers Required

§ 267-2. Unsanitary deposit of wastes prohibited.

It shall be unlawful for any person to place, deposit or permit to be deposited in an unsanitary manner upon public or private property within the Town, or in any area under the jurisdiction of said Town, any human or animal excrement, garbage or other objectionable wastes.

§ 267-3. Discharge of untreated wastes prohibited.

It shall be unlawful to discharge to any natural outlet within the Town any sanitary sewage, industrial wastes or other polluted water, except where interception or treatment has been provided in accordance with subsequent provision of these rules.

§ 267-4. Construction of other facilities for sewage disposal restricted.

Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tanks, cesspool or other facilities intended to be used for the disposal of sewage except as in §§ 267-6 and 267-7.

§ 267-5. Connection to public sewer required where available. [Amended 4-5-1982]

The owner of all houses, building or properties used for human occupancy, employment, recreation or other purposes situated within the Town and abutting any street, alley or right-of-way in which there is now located, or may in the future be located, a public sewer of the Town is hereby required, at his expense, to install suitable toilet facilities therein and to connect such facilities directly with the proper public sewer in accordance with the provisions of this chapter, within six months after the date of official notice to do so, provided that said public sewer is within 100 feet of the property line. Where this time limit imposes an unreasonable hardship, the Town Board may extend said period up to one year.

§ 267-6. When allowed.

Where a public sanitary sewer is not available under the provisions of § 267-5, the building sanitary drain shall be connected to an individual sanitary disposal system complying with all recommendations of the Erie County Health Department.

§ 267-7. Discontinuance of private system when public sewers become available

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At such time as a public sewer becomes available to a property served by a private sewage treatment system, as provided in § 267-5, a direct connection shall be made to the public sewer in compliance with this chapter, and any private sewage treatment facility shall be disconnected, emptied and cleaned. Any buried tanks that are part of the private sewage treatment facility shall be emptied, cleaned and backfilled.

§ 267-8. Operation of system to be at owner's expense.

The owner shall operate and maintain the individual sanitary disposal facilities referred to in § 267-6 above in a sanitary manner at all times, at no expense to the Town.

§ 267-9. County Health Department may impose addition requirements.

No statement contained in this chapter shall be construed to interfere with any additional requirements that may be imposed by the Erie County Health Department.

ARTICLE IV Connection to Public Sewers

§ 267-10. Permit required. [Amended 4-5-1982]

No unauthorized person shall uncover, make any connections with or opening into, use, alter or disturb any public sewer or appurtenances thereof, without first obtaining a written permit from the Town Engineer.

§ 267-11. Application procedure; fees.

- A. The owner or his agent shall make application on a special form furnished by the Town, supplemental by any plans, specifications or other information considered pertinent in the judgment of the Town Engineer. Such plans are required for multiple dwellings, commercial or public buildings. Said application shall be signed by the licensed plumber under whose supervision the work is to be done. The application becomes a permit when signed by the Town Engineer. Applications, when made by the contractor, must show authorization from the owner. An application for sewer connection work must be made in the Town Engineer's office during regular hours. It shall be necessary for the contractor to secure liability insurance to protect himself. A fee is to be paid, as shown below, when a permit is obtained.
- B. A fee is to be paid at the time an application is submitted in the amount as set forth in the Schedule of Fees adopted by Town Board resolution and filed with the office of the Town Clerk. [Amended 3-7-1977; 4-5-1982; 5-2-1988 by L.L. No. 1-1988]
- C. The Town shall apply special connection fees for industrial or business complexes not covered in the above-listed classifications.

§ 267-12. Expense to be borne by owner. [Amended 8-3-1998 by L.L. No. 6-1998]

All costs and expenses incidental to the installation, connection and maintenance of the building sewer shall be borne by the owner. The owner shall be responsible for the maintenance of the building sewer to the wye at the main sewer regardless of the

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location of the main line sewer. The owner shall indemnify the Town from any loss or damage the Town sustains that may directly or indirectly be occasioned by the installation, connection and maintenance of the building sewer.

§ 267-13. Separate sewer required for each building; exception.

The plumbing system of each building shall have a separate and independent connection with the public sewer wherever possible. Where one building stands in the rear of another on an interior lot and no connection to a sewer is available or can be made through an adjoining alley, court, yard or driveway, the building sanitary drain from the building on the front of the lot may be extended to the building on the rear of the lot. A separate application shall be made for each building.

§ 267-14. Use of old sewers upon approval.

Old building sewer may be used in connection with new building only when they are found on examination and test by the Town Engineer to meet all requirements of this chapter.

§ 267-15. Specification for building or sanitary sewers.

A. Specification [Amended 7-1-1974]

- (1) The slope of the sewers described in this section shall be 1/4 inch per foot unless special permission is obtained from the Code Enforcement Officer, but in no case is a slope less than 1/8 inch per foot acceptable.
- (2) The building sewer shall be brought to the building at a depth sufficient to afford protection from frost. It shall be laid at a uniform grade and in straight alignment insofar as possible. Changes in direction shall be made only with properly curved pipe and fittings. A plan shall be submitted to the town engineer's office when a road crossing is installed. A minimum four-inch pipe shall be used in all road crossings. Road crossings shall have a minimum cover of five feet and be carefully tamped and backfilled with select material. If such cover cannot be obtained, pipe shall be encased with six inches of concrete. Backfill above pipe shall be in accordance with the requirements of the appropriate highway authorities. A six-inch cleanout with a riser and cap shall be installed in the vicinity of the right-of-way line when a road crossing is installed. All approved building sewer pipe shall be bedded with a four-inch minimum compacted cushion of No. 1 or 1A broken stone under the pipe and up to the spring line and covered at least six inches over top with fine dirt and gravel by hand. Pipe shall be bedded carefully on the compacted materials so that it does not ride on bells or joints. Backfill shall be free from large stones. No slag material is to be allowed for house connections.
- (3) No footing drains, roof drains, basement floor drains, or other drains carrying surface or groundwater shall be connected to the building or sanitary sewer. A sump pump shall be provided wherever required to carry ground and surface water to a natural outlet or storm sewer. Where any work is performed in a street or highway right-of-way, the

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owner or his agent shall first obtain a permit from the proper state, county or Town highway authorities. Notice of request for inspection or final approval by highway authorities shall be the responsibility of the owner of his agent. Utility companies are to be notified if work may affect their facilities. The Town shall not be responsible for damage caused by drains connected to the building or sanitary sewer.

- (4) The applicant for the building sewer permit shall notify the Code Enforcement Officer when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of said Code Enforcement Officer or his representatives. A sanitary drain from any new building shall not be connected to the public sewer until the roof construction of the building is completed and until the interior rough plumbing is completed to the stage that stormwater will be prevented from entering into the sanitary sewer.
 - (5) Each building sewer must be provided with a cleanout at house wall end, at sharp changes in direction and at least for every 90 feet of length; the openings to be a minimum of three inches above cellar floor or ground surface outside building.
 - (6) All excavation for buildings or sanitary sewer installations shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the Town Engineer. Ditches and culver pipes for storm and surface water or other utilities disturbed during installation of sewers shall be replaced to their original condition. All driveways and parking areas shall be backfilled with noncompressible fill and restored to original condition.
 - (7) Vertical pipe fresh-air vents and cleanouts will not be permitted on any building sewer less than 90 feet in length which is connected to a public sewer. Cleanouts shall be installed in accordance with § 267-15A(5) of these specifications using a Y-branch fitting.
 - (8) Traps will not be permitted on any building sewer which is connected to a public sewer.
 - (9) Before backfilling, all building sewer shall tested under the supervision of the Town Engineer and/or Code Enforcement Officer. This test shall include all piping from the cleanout Y-branch fitting up to and including the connection to the public sewer. The applicant for the building sewer permit shall be responsible for furnishing all labor, material and equipment for conducting the test and for notifying the Town Engineer and/or Code Enforcement Officer in accordance with § 267-15A(4) of these specifications.
- B. Variations in these requirements may be made in special circumstances if approved by the Town Board in writing.

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- C. ASTM tests on all sewer pipes must be performed in the United States. Any variance from the sewer sizes described above must be approved by the Town Board.

ARTICLE V Use of Public Sewers

§ 267-16. Discharge of stormwater and other unpolluted wastes into sanitary sewers prohibited.

No person shall discharge or cause to be discharged any stormwater, surface water, groundwater, roof runoff, subsurface drainage, cooling water or unpolluted industrial process waters to any sanitary sewer.

- A. Transfer of Title of Privately Held Property, whether contiguous to a Private Sewage Disposal System or to the Publicly Owned Treatment Works (POTW), shall be subject to the following conditions prior to Title transfer:

- (1) Inspection of the building sanitary drain and/or private sewer shall be required to ensure compliance with the appropriate provisions of the Sewer Use Ordinance regarding the removal of all storm water connections to the Town's sanitary sewer system or private sewage disposal system.
- (2) Should the inspection of the sanitary drain and/or private sewer determine that deficiencies exist, the deficiencies shall be corrected prior to the transfer of Title at the Property Owner's expense.
- (3) The Town reserves the right to conduct a continuous and ongoing inspection program pursuant to this Sewer Use Ordinance to ensure compliance with the proper conveyance of storm water connections.

§ 267-17. Discharge of certain matter prohibited. [Amended 4-5-1982]

Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewer:

- A. Any liquid or vapor having a temperature higher than 150° F. (65° C.) or in such quantities that the temperature at the treatment works influent exceeds 104° F. (40° C.).
- B. Any water or wastes which may contain more than 100 parts per million by weight of fat, oil or grease.
- C. Any gasoline, benzene, naphtha, fuel oil or other flammable or explosive liquid, solid or gas.
- D. Any garbage that has not been properly shredded.
- E. Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure or any other solid or viscous substance capable of causing obstruction to the flow in sewer or other interference with the proper operation of the sewage works.

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- F. Any waters or wastes having a pH lower than 5.5 or higher than 9.0 or having any other corrosive property capable of causing damage or hazard to structures, equipment and personnel of the sewage works.
- G. Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process, constituting a hazard to human or animals, or create any hazard in the receiving water of the sewage treatment plant.
- H. Any water or wastes containing solids of such character and quantity that unusual attention or expense is required to handle such materials at the sewage disposal plant.
- I. Any noxious or malodorous gas or substance capable of creating a public nuisance.
- J. Quantities of flow, concentrations or both which constitute a slug, as defined herein.
- K. Any waters or wastes containing heavy metals and similar objectionable or toxic substances to such degrees that any such material received in the sewage at the point of discharge exceeds the limits established in Table A of this chapter.¹

§ 267-18. Pretreatment regulations [Added 4-5-1982]

When pretreatment regulations are adopted by the USEPA or the New York State Department of Environmental Conservation for any industry, then that industry must immediately conform to the USEPA or the New York State Department of Environmental Conservation timetable for adherence to federal or state pretreatment requirements and any other applicable requirements promulgated by the USEPA or the New York State Department of Environmental Conservation in accordance with Section 307 of P.L. 95-217. Additionally, such industries shall comply with any more stringent standards necessitated by local conditions as determined by the Town.

§ 267-19. Use of interceptors.

Grease, oil and sand interceptors shall be provided when, in the opinion of said Town Engineer, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, fecal matter, sand and other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Town Engineer and shall be located so as to be readily and easily accessible for cleaning and inspection.

§ 267-20. Owner to install and maintain interceptors.

Where installed, grease, oil and sand interceptors shall be maintained by the owner, at his expense, in continuously efficient operation at all times.

§ 267-21. Approval required for the discharge of certain wastes.

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- A. The admission into the sanitary sewers of any waters or wastes in the following categories shall be subject to the review and approval of the Town Board upon recommendation of the Town Engineer: [Amended 4-5-1982]
- (1) A five-day biochemical oxygen demand greater than 250 parts per million by weight.
 - (2) Containing more than 300 parts per million by weight of suspended solids.
 - (3) Containing any quantity of substances having the characteristics described in § 267-19.
 - (4) Having an average daily sewage flow greater than 2% of the average daily flow of the POTW.
- B. Where necessary, in the opinion of the Town Engineer, the owner shall provide at his expense such pretreatment as may be necessary to: [Amended 4-5-1982]
- (1) Reduce the biochemical oxygen demand to 250 parts per million and suspended solids to 300 parts per million by weight.
 - (2) Reduce objectionable characteristics or constituents to within the maximum limits as provided in § 267-21
 - (3) Containing any quantity of substances having the characteristics described in § 267-17.
- C. Plans, specifications and any other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the Town Board and the Environmental Conservation Department of the State of New York, and no construction of such facilities shall be commenced until said approval is obtained in writing.

§ 267-22. Owner to maintain pretreatment facilities. [Amended 4-5-1982]

Where pretreatment facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

§ 267-23. Permit required for significant industrial user. [Added 4-5-1982]

No significant industrial user shall discharge industrial wastewater into a trunk sewer or a sewer discharging directly or indirectly to a trunk sewer until a permit for industrial wastewater discharge has been approved by the Town Engineer.

- A. Permit application shall require information concerning volume, constituents and characteristics of wastewater; flow rates; each product produced by type, amount and rate of production; and a description of activities, facilities and plant processes on the premises, including all materials processed and types of materials which are or could be discharged.

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- B. The permit's terms and conditions may be subject to modification and change by the Town Board upon recommendation of the Code Enforcement Officer and/or Town Engineer.
- C. The maximum time period for the permit to discharge shall be three years, and the permit can be extended with the approval of the Town Board upon recommendation of the Code Enforcement Officer and/or Town Engineer.
- D. The permit shall not be reassigned or transferred or sold to a new owner, new user, different premises or a new or changed operation.
- E. The industrial discharger shall apply for a permit modification if production or process is changed so that the wastewater characteristics or flow are altered.

§ 267-24. Manholes required.

When required by the Town Engineer, the owner of any property served by a building sewer carrying industrial wastes shall install a suitable control manhole in the building sewer to facilitate observation, sampling and measurement of the wastes. Such manhole, when required, shall be accessibly and safely located and shall be constructed in accordance with plans approved by the Town Engineer. The manhole shall be installed by the owner at his expense and shall be maintained by him so as to be safe and accessible at all times.

§ 267-25. Measurements, tests and analyses.

All measurements, tests and analyses of the characteristics of water and wastes to which reference is made in §§ 267-17, 267-21 and 267-24 shall be determined in accordance with the latest edition of Standard Methods for the Examination of Water and Sewage, as published by the American Public Health Association, and shall be determined at the control manhole provided for in § 267-24 or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected.

Significant Industrial Users shall monitor and record the flowrate of wastewater conveyed to the sanitary sewer. Records will be submitted to the Town Engineer upon request.

§ 267-26. Special agreements or arrangements with industry.

- A. No statement in this chapter shall be construed to preclude the Town from the imposition of rates, rules or regulations which ensure an equitable system of cost recovery relative to treatment of industrial wastes.
- B. All concerns discharging industrial waste into the Town sanitary sewer system shall be charged for treatment in direction proportion to the volume of sewage flow which conforms to the strength and character standards set forth in this chapter.
- C. Industrial sewage which does not meet standards set forth herein shall be acceptable only for treatment by the Town through special license or agreement

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providing for a surcharge of no less than 150% of the normal cost of treatment based upon equivalent flow computed as follows: Equivalent flow shall be the calculated total flow that would be necessary to dilute the sewage to acceptable strength or character, as prescribed in this chapter.

ARTICLE VI Alteration to Public Sewers

§ 267-27. Required approvals. [Amended 4-5-1982]²

Improvements, enlargements and extensions to the sewage works system by the Town or others shall be subject to the approval of the Town Engineer with regard to design construction and operation. Where construction and financing are to be by private organizations, such organizations shall furnish a maintenance and guaranty bond in the amount of 25% of the estimated cost of construction and running for a period of one year after completion of construction and acceptance by the Town. Prior to the construction of the improvements, enlargements and extensions, said private organizations shall obtain a public improvement permit form the Town Board and pay the required inspection fee as required under § 327-35B and C of Chapter 327, Subdivision of Land.

§ 267-28. Standards. [Amended 4-5-1982]

Detailed drawings of all sewer improvements, enlargements or extensions, whether to be installed by a public agency or a private organization, shall be submitted to the Town Engineer for review and approval before submittal to the Erie County Health Department. The proposed construction shall meet or exceed the standards established by the New York State Building Code and the Erie County Health Department, as well as conform to the specifications promulgated by the Town Engineer, which are kept on file in the Town Engineer's office.

ARTICLE VII Damage to Public Sewer System

§ 267-29. Damaging or tampering with sewers prohibited; penalty.

No unauthorized persons shall maliciously, willfully or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenances or equipment which is part of the municipal sewage work system. Any person violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

ARTICLE VIII Enforcement and Effect

§ 267-30. Right of entry for inspection. [Amended 4-5-1982]

The Town Engineer, Code Enforcement Officer and other duly authorized employees of the Town, along with employees of the United States Environmental Protection Agency and the New York State Department of Environmental Conservation, bearing proper credentials and identification, shall be permitted to enter upon all properties for the purpose of inspection, observation, measurement, sampling and testing, in accordance

Town of Grand Island – Regular Meeting #22

with the provisions of this chapter. Where permission to enter a property is denied, the Town Attorney is authorized without further action by the Town Board to take all steps necessary to obtain legal access to the property.

§ 267-31. Notice of offense.

Any person found to be violating any provision of this chapter shall be served by the Town Engineer with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

§ 267-32. Penalties for uncorrected offenses.

Any person who shall continue any violation beyond the time limit provided for in § 267-31 shall be guilty of an offense, punishable by a maximum fine of \$250 or by imprisonment for not more than 15 days, or both. Each day in which any such violation shall continue shall be deemed a separate offense.

§ 267-33. Liability for expenses.

Any person violating any of the provision of this chapter shall become liable to the Town for any expense, loss or damage occasioned the Town by reason of such violation.

Section 2. Effective Date. This local law shall be effective immediately upon filing with the New York Secretary of State.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
 Noes 0

Local Law Intro #11 of 2019 – Rezoning SBL #36.00-2-8.1, Alvin Road – B-1/R-1A to B-1

A Public Hearing was held on Monday, December 2, 2019 at 8:00p.m. for the purpose of hearing anyone who wants to comment on Local Law Intro # 11 of 2019 – Rezoning SBL #36.00-2-8.1, Alvin Road – B-1/R-1A to B-1.

Speakers: Nicole Gerber, Andrea Mondich, Kristin Savard,
 Dave Reilly, Diane Nassar, Sandra Nelson, Rose
 Bugman

Supervisor McMurray declared the Public Hearing will remain open.
The matter is in front of the Planning Board.

Local Law Intro #12 of 2019 – Rezoning SBL#36.00-2-7, 2356 Whitehaven Road – R-1/B-1 to R-1A

A Public Hearing was held on Monday, December 2, 2019 at 8:00p.m. for the purpose of hearing anyone who wants to comment on Local Law Intro #12 of 2019 – Rezoning SBL#36.00-2-7, 2356 Whitehaven Road – R-1/B-1 to R-1A.

Speakers: Jim Daigler, Kristin Savard

Supervisor McMurray declared the Public Hearing will remain open.
The matter is in front of the Planning Board.

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Koerntgen Subdivision, Fix Road – Preliminary Plat/2 Lot Subdivision

A Public Hearing was held on Monday, December 2, 2019 at 8:00p.m. for the purpose of hearing anyone who wants to comment on the Koerntgen Subdivision, Fix Road – Preliminary Plat/2 Lot Subdivision.

Speakers: None

Supervisor McMurray declared the Public Hearing closed.

SEQR

Supervisor McMurray presented the SEQR – Short Form Environmental Assessment Forms for Koerntgen Subdivision, Fix Road – Preliminary Plat/2 Lot Subdivision. Mr. McMurray informed the Town Board that the proposed action will not result in any significant adverse environmental impact.

A motion was made by Councilman Marston, seconded by Councilwoman Baney to issue a Negative Declaration for Koerntgen Subdivision, Fix Road – Preliminary Plat/2 Lot Subdivision.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Koerntgen Subdivision, Fix Road – Preliminary Plat/2 Lot Subdivision

A motion was made by Councilwoman Baney, seconded by Councilman Marston to accept the recommendation of the Planning Board and approve the Preliminary Plat/2 Lot Subdivision for Koerntgen Subdivision, Fix Road, subject to the payment of the \$500 per lot Recreation Fees.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Falleta Subdivision, Fix Road – Preliminary Plat/3 Lot Subdivision

A Public Hearing was held on Monday, December 2, 2019 at 8:00p.m. for the purpose of hearing anyone who wants to comment on the Falleta Subdivision, Fix Road – Preliminary Plat/3 Lot Subdivision.

Speakers: Doug Merien

Supervisor McMurray declared the Public Hearing closed.

SEQR

Supervisor McMurray presented the SEQR – Short Form Environmental Assessment Forms for Falleta Subdivision, Fix Road – Preliminary Plat/3 Lot Subdivision. Mr. McMurray informed the Town Board that the proposed action will not result in any significant adverse environmental impact.

A motion was made by Councilman Marston, seconded by Councilman Madigan to issue a Negative Declaration for Falleta Subdivision, Fix Road – Preliminary Plat/3 Lot Subdivision.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Falleta Subdivision, Fix Road – Preliminary Plat/3 Lot Subdivision

A motion was made by Councilman Marston, seconded by Councilwoman Baney to accept the recommendation of the Planning Board and approve the Preliminary Plat/3 Lot Subdivision for Falleta Subdivision, Fix Road, subject to the payment of the \$500 per lot Recreation Fees.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

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MINUTES:

A motion was made by Councilwoman Baney, seconded by Councilman Marston to approve Minutes of Workshop Meeting #49, November 18, 2019 and Minutes of Regular Meeting #21, November 18, 2019.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

CONSENT AGENDA:

1. Meeting Minutes – Zoning Board of Appeals – October 3, 2019
2. Meeting Minutes – Historic Preservation Advisory Board – October 18, 2019
3. Meeting Minutes – Board of Architectural Review – October 15, 2019

A motion was made by Councilman Madigan, seconded by Councilman Marston to approve the consent agenda as distributed.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

COMMUNICATIONS –TOWN BOARD:

SUPERVISOR NATHAN D. McMURRAY:

Appointment – Clerk Typist – Parks Department

A motion was made by Councilman Marston, seconded by Councilman Madigan to appoint Natalie Grunzweig, Clerk Typist, Full Time, Parks Department, effective January 1, 2020, FT, Grade 4.5, Start \$19.10/hr., according to the CSEA contract, subject to completion of necessary pre employment paperwork.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Appointment – Clerk Typist – Building/Zoning Department

A motion was made by Councilman Marston, seconded by Councilman Madigan to appoint Rhonda Tollner, Clerk Typist, Full Time, Building/Zoning Department, effective January 1, 2020, FT, Grade 4.5, Start \$19.10/hr., according to the CSEA contract, subject to completion of necessary pre employment paperwork.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Authorize Supervisor to Sign (MOA) Memorandum of Agreement with CSEA

A motion was made by Councilwoman Baney, seconded by Councilman Madigan to authorize the Supervisor to sign the Memorandum of Agreement with CSEA regarding the following titles, effective January 11, 2020:

Cook

Recreation Attendant

Recreation Supervisor – Senior Citizens

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Authorize Supervisor to Sign Memorandum of Understanding – 2018 STOP DWI Agreement

A motion was made by Councilman Marston, seconded by Councilman Madigan to authorize the Supervisor to sign the 2018 STOP-DWI Memorandum of Understanding with Erie County. This agreement allows Erie County to pay for supplying data on DWI cases disposed in Grand Island Court during 2018.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Monday, December 2, 2019 - 18

Town of Grand Island – Regular Meeting #22

COMMUNICATIONS – OTHER TOWN OFFICIALS:

RECREATION SUPERVISOR – JOSEPH MENTER:

Status Change

A motion was made by Councilman Marston, seconded by Councilwoman Baney to approve the status of Cassidy Jenson, Recreation Attendant from Seasonal to Part-time, effective December 3, 2019, \$12.90/hr.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

CODE ENFORCEMENT OFFICE:

Special Use Permit Renewal – Bryce & Robin Shipman, 2020 Fix Road – Bed & Breakfast

A motion was made by Councilwoman Baney, seconded by Councilman Marston to renew the Special Use Permit for Bryce & Robin Shipman, 2020 Fix Road – Bed & Breakfast. The site has been inspected and it is unchanged.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Special Use Permit Renewal – Elizabeth Thomas, 2627 Love Road – Bed & Breakfast

A motion was made by Councilman Madigan, seconded by Councilwoman Baney to renew the Special Use Permit for Elizabeth Thomas, 2627 Love Road – Bed & Breakfast. The site has been inspected and it is unchanged.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Special Use Permit Renewal – Alan Lemanski & Michael Rosenberg, 1559 East River Road – Bed & Breakfast

A motion was made by Councilman Madigan, seconded by Councilwoman Baney to renew the Special Use Permit for Alan Lemanski & Michael Rosenberg, 1559 East River Road – Bed & Breakfast. The site has been inspected and it is unchanged.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Special Use Permit Renewal – Shannon Martino, 977 Ransom Road – Home Occupation – Graphic Design, Photo

A motion was made by Councilman Marston, seconded by Councilwoman Baney to renew the Special Use Permit for Shannon Martino, 977 Ransom Road – Home Occupation – Graphic Design, Photo. The site has been inspected and it is unchanged.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Special Use Permit Renewal – Grand Island Development LLC, 1611 Whitehaven Road – Solar Array Project

A motion was made by Councilman Marston, seconded by Councilman Madigan to renew the Special Use Permit for Bryce & Robin Shipman, 2020 Fix Road – Bed & Breakfast. The site has been inspected and it is still under construction. No Certificate of Occupancy has been issued.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

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Tower Permit Renewal – Upstate Cellular Network (Verizon), 423 Ransom Road

A motion was made by Councilman Marston, seconded by Councilwoman Baney to renew the Tower Permit for Upstate Cellular Network (Verizon), 423 Ransom Road. The site has been inspected and it is secure.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Board of Plumbing Examiners – Election Results

Code Enforcement Officer Ron Milks reported that the general membership of plumbers, licensed to practice plumbing in the Town of Grand Island, have elected the following people to represent them on the Board of Plumbing Examiners:

Eric Ackerman

Dan Drexilius

Gerald Soto

The term will be for two (2) years and will commence on January 1, 2020.

No Action by the Town Board.

TOWN ACCOUNTANT – PAMELA BARTON:

Authorize Supervisor to Submit PO-17 – Principal Clerk Position – Accounting/Water Billing Department

A motion was made by Councilwoman Baney, seconded by Councilman Marston to authorize the Supervisor to submit a PO-17 for the creation of a Principal Clerk position for the Town of Grand Island. The reference to the Accounting/Water Billing Department is to be removed.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

Request Authorization to Advertise for Position – Part-time Clerk Typist – Assessor and Engineering Departments

A motion was made by Councilman Madigan, seconded by Councilman Marston to authorize the Assessor and Engineering Departments to advertise for the position of Clerk Typist – Part-time, with one opening in each department.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

2019 Budget Transfers/Amendments

A motion was made by Councilwoman Baney, seconded by Councilman Marston to approve the following 2019 Budget Transfers:

General:

DEPT	ACCOUNT NAME	ACCOUNT NUMBER	TRF NEEDED	FROM A/C	\$	FROM DIFFERENT DEPT	EXPLANATION
TOWN BOARD	HEALTH INS BONUS	001-1010-0198	1,500.00	001-9060-0800		EMP BENE-MEDICAL INS	BONUS INCREASED TO 85%
	PROF SVCS	001-1010-0409	64,000.00	001-9060-0800		EMP BENE-MEDICAL INS	CGR CONTRACT
	PROF SVCS	001-1010-0409	10,800.00	001-9060-0800	76,300.00	EMP BENE-MEDICAL INS	TRM CONTRACT
SUPERVISOR	PERS SVCS-OT	001-1220-0102	13,000.00	001-9060-0800	13,000.00	EMP BENE-MEDICAL INS	EXCEEDED BUDGET
ASSESSMENT	PROF SVCS	001-1355-0409	8,100.00	001-1990-0475	8,100.00	CONTINGENCY	ENPR
LAW OFFICE	PROF SVCS	001-1420-0409	30,000.00	001-1990-0475	30,000.00	CONTINGENCY	EXCEEDED BUDGET
TRAFFIC CONTROL	REP & MAINT EQUIP	001-3310-0421	10,000.00	001-1440-0100	10,000.00	ENGINEERING-PERS SVCS	EXCEEDED BUDGET
SHARED SVCS	REP & MAINT BLDGS & GR	001-1620-0422	21,000.00	001-1440-0100	21,000.00	ENGINEERING-PERS SVCS	DV BROWN OVER BUDGET
DEBT MANAGEMENT	FEES	001-1989-0419	1,300.00	001-1990-0475	1,300.00	CONTINGENCY	EXCEEDED BUDGET
SAFETY INSPECTION	OUTSIDE SVCS	001-3620-0411	18,275.00	001-8540-0457	18,275.00	DRAINAGE	2041 BASELINE DEMO
LIBRARY	EQUIPMENT	001-7410-0200	47,500.00	001-1990-0475	47,500.00	CONTINGENCY	CARPET/LED LIGHTING
CONSERVATION COMM	PROF SVCS	001-8730-0409	6,155.00	001-1990-0475	6,155.00	CONTINGENCY	WNY LAND CONS.
BOND ANTICIPATION NOTES	BAN INTEREST	001-9730-0700	6,360.00	001-9060-0800	6,360.00	EMP BENE-MEDICAL INS	EXCEEDED BUDGET
			\$ 237,990.00		\$ 237,990.00		

Highway:

DEPT	ACCOUNT NAME	ACCOUNT NUMBER	TRF NEEDED	FROM A/C	\$	FROM DIFFERENT DEPT	EXPLANATION
SNOW REMOVAL	PERS SVS-REG PAY	002-5142-0100	15,000.00	002-9730-0700	10,500.00	BANS-INTEREST	EXCEEDED BUDGET
				002-9060-0800	4,500.00	EMP BENEFITS-NYS RET	
SNOW REMOVAL	MAINT. SUPPLIES	002-5142-0442	74,800.00	002-9060-0800	74,800.00	EMP BENEFITS-MEDICAL	ROAD SALT
TOTALS			\$ 89,800.00		\$ 89,800.00		

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Water:

DEPT	ACCOUNT NAME	ACCOUNT NUMBER	TRF NEEDED	FROM A/C	\$	FROM DIFFERENT DEPT	EXPLANATION
TRANS & DIST	WATERLINE REPAIR SUPPLY	004-8340-0436	15,000.00	004-9730-0700	15,000.00	BANS-INTEREST	EXCEEDED BUDGET
	WATER METER PURCH/SUPPLY	004-8340-0440	5,000.00	004-9730-0700	5,000.00	BANS-INTEREST	EXCEEDED BUDGET
TOTALS			\$20,000.00		\$20,000.00		

All of the transfers are being made from within the same fund.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

A motion was made by Councilwoman Baney, seconded by Councilman Marston to approve the following 2019 Budget Amendments:

Increase Revenue Appropriation

- GAC Lunch Program 001-0001-2004 \$22,000

Increase Expenditure Appropriation

- GAC Programs 001-6772-0465 \$22,000
- Golden Age Lunch Program Proceeds

Increase Revenue Appropriation-

- Misc. Revenue 001-0001-2770
\$23,000

Increase Expenditure Appropriation

- Police Personal Services 001-3120-0102 \$23,000
- SRO Reimbursement from GICSD

Increase Revenue Appropriation

- Recreation Fees 001-0001-2001 \$25,000

Increase Expenditure Appropriation

- Personal Services 001-7020-0100 \$25,000
- MOU Recreation Supervisor

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

REPORT OF THE AUDIT COMMITTEE:

A motion was made by Councilwoman Baney, seconded by Councilman Madigan to pay Vouchers #129730 - #129859

General	\$ 40,053.63
Highway	\$ 24,010.02
Sewer	\$ 22,945.44
Water	\$ 9,609.93
Trust & Agency	\$ 1,370.00
Capital	\$ 91,017.37
Total	\$189,006.39

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
Noes 0

PUBLIC COMMENTS:

This is an opportunity for residents to comment on any matter regarding Town government on any subject.

Speakers:

None

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FROM THE BOARD:

- Panhandling
- Light Up the Boulevard Parade/Event
- Suicide
- Nuclear Power

ADJOURNMENT:

A motion was made by Councilwoman Baney, seconded by Councilman Madigan to adjourn the meeting at 9:07p.m.

APPROVED Ayes 4 Madigan, Baney, Marston, McMurray
 Noes 0

A moment of silence was observed in memory of the following:

Joseph Scalise	William Yockey
Daniel Berg	Gary Burkhart
Daniel Morano	Jessica Melgar
Joel Brennan	Susan Shanor
Valeria Proper	Toynette Brodie
Lucille Floss	

Respectfully submitted,

Patricia A. Frentzel
Town Clerk

Monday, December 2, 2019 - 22

Town of Grand Island

Permit Monthly Report

11/01/2019 - 11/30/2019

RECEIVED
2019 DEC -2 AM 11:12
TOWN OF GRAND ISLAND, N.Y.

Permit #	Issue Date	Applicant	Permit Type	Property Location	Valuation	Amount
November 2019						
2019-697	11/01/2019	Pacific Pools / JLB Installations Inc.	In Ground Pool	978 Baseline Rd	\$225.00	\$225.00
Description of Work:						
<i>Install 17 x 18 x 36 Inground Pool.</i>						
2019-698	11/01/2019	Plumb-Rite of WNY, Inc.	Plumbing	2306 Oakfield Rd	\$150.00	\$150.00
Description of Work:						
<i>Install Water Line for SFD</i>						
2019-699	11/01/2019	Plumb-Rite of WNY, Inc.	Plumbing	2368 Bedell Rd	\$195.00	\$195.00
Description of Work:						
<i>Install 3 Fixtures and Cond. Lines in Storage Bldg.</i>						
2019-700	11/01/2019	Kenneth Seieg & Paula Seiek	Permit Renewal	2075 Staley Rd	\$75.00	\$75.00
Description of Work:						
<i>Permit Renewal - Addition Previous Permit #2018-452</i>						
<i>Coj Of Ice Still in Effect</i>						
2019-701	11/01/2019	Knab Brothers, Inc.	Plumbing	84 Country Club Dr	\$150.00	\$150.00
Description of Work:						
<i>Install Sewer, Water & Cond. Lines for SFD.</i>						
2019-702	11/01/2019	Knab Brothers, Inc.	Plumbing	1967 Ferry Rd	\$150.00	\$150.00
Description of Work:						
<i>Install Water Line & Cond. Lines for SFD</i>						
2019-703	11/01/2019	Knab Brothers, Inc.	Plumbing	2368 Bedell Rd	\$250.00	\$250.00
Description of Work:						
<i>Install Water/Sewer/CL for Stor. Bldg.</i>						
2019-704	11/04/2019	Joseph Waschenensky	Plumbing	1030 Shore Dr	\$0.00	\$0.00
Description of Work:						
<i>Install Cond. Lines for SFD</i>						
<i>Cond. Lines Destroyed by Town Job on Property</i>						

Town of Grand Island

Permit Monthly Report

Permit #	Issue Date	Applicant	Permit Type	Property Location	Valuation	Amount
2019-705	11/04/2019	Hollingworth Enterprises Inc.	Plumbing	2477 Bush Rd		\$95.00
Description of Work:						
<i>Install three plumbing fixtures in kitchen addition, per drawings submitted.</i>						
2019-706	11/04/2019	Strategic Expansion Ventures	Temporary Sign	2411 Grand Island Blvd		\$150.00
Description of Work:						
<i>Install a temporary sign for household insurance, which is in the right of way area.</i>						
2019-707	11/04/2019	Mordeno Construction Co	Single Family Residence	1967 Ferry Rd	\$400,000.00	\$1,525.00
Description of Work:						
<i>Construct SFD. with 2 1/2 bathrooms and a unfinished basement. No certificate of occupancy will be issued without approval from Erie County Health Dept.</i>						
2019-708	11/04/2019	Paul Roeder	Add/Alt/Reno	758 East River Rd	\$3,000.00	\$210.00
Description of Work:						
<i>Convert garage door entrance from two door to one door entrance</i>						
2019-709	11/05/2019	MProperty Holdings, LLC	Add/Alt/Reno	365 Elmwood Rd	\$16,000.00	\$210.00
Description of Work:						
<i>Interior renovations of existing SFD. Permit # 2019-319 is for renovations of the exterior shell.</i>						
2019-710	11/05/2019	Gail Newbury	Add/Alt/Reno	3330 Sandy Beach Rd	\$10,000.00	\$152.50
Description of Work:						
<i>Foundation repair of existing SFD</i>						
2019-711	11/05/2019	Joanna Dickinson	Add/Alt/Reno	3284 Baseline Rd	\$10,000.00	\$152.50
Description of Work:						
<i>Foundation wall repair of existing SFD.</i>						
BB-2019-008	11/05/2019	Joe Zhu	Bed and Breakfast	2568 Oakfield Rd		\$40.00
Description of Work:						
<i>Convert SFD to Bed & Breakfast</i>						

Town of Grand Island

Permit Monthly Report

Permit #	Issue Date	Applicant	Permit Type	Property Location	Valuation	Amount
2019-712	11/05/2019	Jie Zhu	Add/Alt/Reno	2568 Oakfield Rd SBL#: 63.16-1-5		\$210.00
Description of Work: <i>Convert SFD to Bed & Breakfast.</i>						
2019-713	11/05/2019	Bruno Building & Remodeling	Porch/Deck/Dock	5562 East River Rd SBL#: 12.13-6-4	\$3,500.00	\$210.00
Description of Work: <i>Enclose existing porch with 2x4 walls and windows. Convert into unconditioned exterior space. 8' x 19'</i>						
2019-714	11/05/2019	G & K Sewer Construction	Plumbing	26 Eagleview Dr SBL#: 38.10-3-31		\$150.00
Description of Work: <i>Install Sewer, Water & Cond. Lines for SFD.</i>						
2019-715	11/05/2019	G & K Sewer Construction	Plumbing	39 Eagleview Dr SBL#: 38.10-3-39		\$150.00
Description of Work: <i>Install Sewer, Water & Cond. Lines for SFD</i>						
2019-716	11/06/2019	Whitehaven Properties, LLC	Plumbing	26 Eagleview Dr SBL#: 38.10-3-31		\$170.00
Description of Work: <i>2 bathrooms.</i>						
2019-717	11/06/2019	Whitehaven Properties, LLC	Plumbing	39 Eagleview Dr SBL#: 38.10-3-39		\$180.00
Description of Work: <i>2.5 bathrooms</i>						
2019-718	11/07/2019	The Kaz Companies, Inc.	Add/Alt/Reno	124 Woodstream Dr SBL#: 24.09-4-45	\$34,490.00	\$210.00
Description of Work: <i>Construct 14'4" x 15'8" Sunroom on rear of SFD.</i>						
2019-719	11/07/2019	Soleus, LLC	Solar	3273 Stony Point Rd SBL#: 12.19-2-21	\$22,302.00	\$200.00
Description of Work: <i>Solar PV panels on roof of existing SFD per submitted drawings and all NYS and Local Codes.</i>						

Town of Grand Island

Permit Monthly Report

Permit #	Issue Date	Applicant	Permit Type	Property Location	Valuation	Amount
2019-720	11/07/2019	Solcius, LLC	Solar	3383 Baseline Rd	\$17,700.00	\$200.00
Description of Work:						
<i>Solar PV panels on roof of existing SFD per the enclosed drawings and all NYS and Local Codes.</i>						
2019-721	11/07/2019	Frank's Commercial & Home Services, Inc	Plumbing	2151 Fox Rd		\$100.00
Description of Work:						
<i>Install Cond. Lines for SFD</i>						
2019-722	11/12/2019	Russo & Murray Plumbing, LLC	Plumbing	51 International		\$150.00
Description of Work:						
<i>Sewer Repair for SFD.</i>						
2019-723	11/12/2019	Plumb-Rite of WNY, Inc	Plumbing	85 Winkler Dr		\$270.00
Description of Work:						
<i>2 bathrooms and conductor line at an addition to an existing SFD</i>						
2019-724	11/12/2019	Sam Long's Landscaping	Plumbing	3871 East River Rd		\$150.00
Description of Work:						
<i>Install Water Line & Cond. Lines for SFD.</i>						
2019-725	11/12/2019	Solcius, LLC	Solar	3334 Greenway Rd	\$14,160.00	\$200.00
Description of Work:						
<i>Solar panels on existing garage</i>						
2019-726	11/12/2019	Solcius, LLC	Solar	237 Hennepin Rd	\$17,549.00	\$200.00
Description of Work:						
<i>Solar panels on existing SFD.</i>						
2019-727	11/12/2019	Mario's Custom Woodwork, LLC	Add/Alt/Reno	400 Baseline Rd	\$20,000.00	\$210.00
Description of Work:						
<i>Kitchen remodel including removal of bearing wall and electric</i>						
2019-728	11/13/2019	Double D Construction(Plumbing)	Plumbing	2265 Long Rd		\$100.00
Description of Work:						
<i>Install Cond. Lines for SFD.</i>						

SBL#: 23.08-3-2

Town of Grand Island
Permit Monthly Report

Permit #	Issue Date	Applicant	Permit Type	Property Location	Valuation	Amount
2019-729	11/13/2019	Double D Construction(Plumbing)	Plumbing	3478 Greenway Rd		\$150.00
Description of Work:						
				SBL#: 12-13-3-12		
2019-730	11/13/2019	Steigervald Family	Generator	19 Cottagewood Lane	\$8,200.00	\$140.00
Description of Work:						
				Revocable		
Install 13 kW Generator at existing SFD.						
2019-731	11/14/2019	Ulrich Steins	Sign	2419 Grand Island Blvd (Silk Flowers)	\$425.00	\$100.00
Description of Work:						
				SBL#: 37-01-1-4		
2019-732	11/14/2019	Solar by CIR	Solar	2051 Harvey Rd	\$17,500.00	\$200.00
Description of Work:						
				SBL#: 38-13-3-13		
Install stand alone Solar PV System behind existing SFD.						
2019-733	11/14/2019	Swegler Construction Inc.	Accessory Structure	401 Ransom Rd	\$9,500.00	\$100.00
Description of Work:						
				SBL#: 25-00-1-25-1		
2019-734	11/14/2019	Vincent Perello	Plumbing	3557 Wallace Dr		\$100.00
Description of Work:						
				SBL#: 12-13-6-47		
Conductor line.						
2019-735	11/19/2019	Mark Lewis	Add/Alt/Reno	785 East River Rd	\$20,000.00	\$210.00
Description of Work:						
				SBL#: 64-07-1-38		
8' x 10' foyer addition including new porch and handicap ramp. Foundation to be min. 12 inches wide						
2019-736	11/19/2019	Benchmark Builders	Single Family Residence	335 Deerwood Ln	\$475,000.00	\$1,525.00
Description of Work:						
				SBL#: 38-06-1-2-12		
Construct SFD on Lot #54						
2019-737	11/21/2019	Double D Construction(Plumbing)	Plumbing	21 Crescent Rd		\$150.00
Description of Work:						
				SBL#: 51-18-2-25		
Sewer Repair for SFD						

Town of Grand Island

Permit Monthly Report

Permit #	Issue Date	Applicant	Permit Type	Property Location	Valuation	Amount
2019-738	11/21/2019	Solicus, LLC	Solar	3271 Baseline Rd SBL#: 12.17-2-35	\$11,933.00	\$200.00
Description of Work: <i>Install solar array on roof of existing SFD (20 panels)</i>						
2019-739	11/22/2019	Daniel Kilmer	Add/Alt/Reno	4861 East River Rd SBL#: 12.15-2-24	\$2,500.00	\$210.00
Description of Work: <i>Remove some windows and doors per drawings submitted and make repairs to rotted wall by replacing with new studs in pre-recreational building on water front</i>						
2019-740	11/22/2019	Zemmer & Ritter, Inc.	Generator	1030 East River Rd SBL#: 51.19-1-25	\$6,129.00	\$135.00
Description of Work: <i>10 kW standby generator at existing SFD.</i>						
2019-741	11/25/2019	Kaveon Development, LLC	Temporary Sign	2283 Grand Island Blvd (Grand Island Chiropractic) SBL#: 37.04-2-32.111		\$150.00
Description of Work: <i>Temporary sign</i>						
2019-742	11/25/2019	Higgins & Mayers Plumbing	Plumbing	52 Country Club Ct SBL#: 64.05-6-13		\$170.00
Description of Work: <i>Install 2 Baths for SFD.</i>						
2019-743	11/25/2019	Construction Co. Inc John W. Stickl	Single Family Residence	46 Cedar Ridge Circle SBL#: 11.20-5-3	\$275,000.00	\$1,525.00
Description of Work: <i>Construction SFD on Lot #108 with 2 1/2 bathrooms and unfinished basement</i>						
2019-744	11/25/2019	John W. Stickl Construction Co	Single Family Residence	57 Cedar Ridge Circle SBL#: 11.20-5-9	\$295,000.00	\$1,525.00
Description of Work: <i>Construct SFD on Lot #114, with 2 1/2 bathroom and unfinished basement</i>						
2019-745	11/26/2019	Construction Co. Inc John W. Stickl	Single Family Residence	68 Cedar Ridge Circle SBL#: 11.20-5-6	\$295,000.00	\$1,525.00
Description of Work: <i>Construct SFD on Lot #111</i>						

Permit Monthly Report

Permit #	Issue Date	Applicant	Permit Type	Property Location	Valuation	Amount
2019-746	11/27/2019	Kampgrounds of America, Plumbing Inc.		2570 Grand Island Blvd (KOA)		\$150.00
Description of Work:						
Install 3700 lf of sewer pipe and 1300 lf of water lines						
SBL#: 23.00-3-15						
November 2019 Total:						
Reporting Period Total:					\$2,029,388.00	\$15,055.00

NEW YORK ATLANTIC-INLAND, INC
997 Mclean Road
Cortland, NY 13045

TOWN OF GRAND ISLAND
MONTHLY

NOVEMBER 2019

DATE	APPLICATION #	APPLICANT	ADDRESS	TYPE
11/6/2019	634926	RD&M Services	65 Country Club Ct.	New house
11/6/2019	635292	Zenner&Ritter	5221 East River Rd.	Generator
11/6/2019	635422	Cross Controls	2817 Bedell Rd.	Service
11/8/2019	635478	Waveform Electric	1725 Grand Island Blvd.	Replace panels
11/15/2019	635261	Brady Electric	5395 East River Rd.	Dock
11/15/2019	635393	CIR Electric	1573 West River Rd.	Solar
11/15/2019	635390	Jameson Electric	1967 Staley Rd.	Service
11/15/2019	635479	Grand Island Electric	1167 Majestic Woods Dr.	Addition
11/15/2019	635651	D. Pope Contr.	2320 Love Rd.	Patio
11/20/2019	633219	DJ Gerling	1487 Staley Rd.	Remodel & service
11/20/2019	635601	BRC Electric	3871 E. River Rd.	New house
11/22/2019	635796	Gallagher Electric	1850 Webb Rd.	Service
11/26/2019	635076	Anzalone Electric	749 Ransom Rd.	Garage
11/26/2019	635602	JDS Electrical	365 Elmwood Rd.	House remodel

****TOWN OF GRAND ISLAND**
ZONING BOARD OF APPEALS**

**MINUTES
November 14, 2019**

MEMBERS PRESENT:

Chairman Marion Fabiano, Bob Mesmer, Tim Phillips
and John Braddell

MEMBERS ABSENT:

Betty Harris

OTHERS PRESENT:

William Shaw, Code Enforcement Officer
Rhonda Tollner, Zoning Clerk

Chairperson, Marion Fabiano opened the meeting at 7:00 p.m. and introduced the members of the Zoning Board of Appeals and explained the process.

NEW BUSINESS:

1) 2323 Whitehaven Road – Robert Harper

This property is zoned B1. The applicant is proposing an addition for a new crematory for the animal hospital. The addition will encroach 5 ft. into the required 25 ft. side yard setback. Schedule I of Town Code sets the minimum side yard setback in B1 at 25 ft., making a 5 ft. side yard setback variance necessary.

No representative was present so the Board moved applicant to bottom of Agenda.

2) 2411 Grand Island Blvd. – Ulrich Signs

This property is zoned CBD. The applicant is proposing to replace a pole sign that has fallen in the Grand Island Plaza. The new pole sign will be 25 ft. tall with an 8 ft. ground clearance for view, and 14.5 ft. wide with 165 sq. ft. of advertising space to accommodate all of the plaza vendors. The Town Code §295-6B(1)b sets the maximum height for a pole sign at 25 ft. above finished grade and the total face area not to exceed 60 sq. ft. making a 5 ft. height variance and a 105 sq. ft. sign face variance necessary.

Appearing before the Board was Andrew Warne, representing Ulrich Signs. Mr. Warne explained they were contacted by plaza owners to replace a pole sign that had fallen. The new sign will be larger to accommodate all the tenants and open spaces in the plaza. The sign will also conform to the

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2019 DEC -6 AM 59
TOWN CLERK
GRAND ISLAND

Rationale:

1. This action was taken because the requested variances were previously granted and the conditions have not changed.

4) 2323 Whitehaven Road – Robert Harper

This property is zoned B1. The applicant is proposing an addition for a new crematory for the animal hospital. The addition will encroach 5 ft. into the required 25 ft. side yard setback. Schedule I of Town Code sets the minimum side yard setback in B1 at 25 ft., making a 5 ft. side yard setback variance necessary.

Because there was no one representing the applicant, Code Enforcement Officer William Shaw explained why a variance would be needed for the new addition. Mr. Shaw explained that the contractor was incorrect on the setbacks in his design and the project was already started when the mistake was realized.

Speaker Keri Butler who resides at 2311 Whitehaven Road. Ms. Butler expressed concerns about air pollutants from the crematory and was against on being erected near them. Code Enforcement Officer Shaw explained to Ms. Butler, that a crematory already existed at the Animal Hospital. This would be a newer, more efficient and cleaner replacement. Ms. Butler said she was unaware and would contact the animal hospital for the specifications on the new crematory.

A **motion** was made by Mesmer/ Phillips to **GRANT** the request for a 5 ft. side yard setback variance on the West side for an addition to the Animal Hospital at 2323 Whitehaven Road.

Roll Call:

Ayes: Braddell, Fabiano, Mesmer, Phillips

Noes: None

Carried

Rationale:

1. This action was taken because the proposed variance will not have an adverse effect or impact on the physical or environmental conditions in the neighborhood
2. This action is taken because the requested area variance is not substantial

CORRESPONDANCE: None

OLD BUSINESS: None

APPROVE THE ZBA MEETING AND DEADLINE SCHEDULE

A **motion** was made by Mesmer / Braddell to **APPROVE** the meeting deadline schedule for 2020.

Roll Call:

Ayes: Fabiano, Mesmer, Braddell, Phillips

Noes: None

Carried

The following dates represent the deadlines for submitting an application to the Zoning Board of Appeals. All submission dates are on a Thursday by 4:00 pm. All Hearing dates are on the first Thursday of each month, the only exception would be for a holiday.

<u>DEADLINE DATE</u>	<u>MEETING DATE</u>
December 12, 2019	January 9, 2020
January 16, 2020	February 6, 2020
February 13, 2020	March 5, 2020
March 12, 2020	April 2, 2020
April 15, 2020	May 7, 2020
May 14, 2020	June 4, 2020
June 11, 2020	July 2, 2020
July 16, 2020	August 6, 2020
August 13, 2020	September 3, 2020
September 10, 2020	October 1, 2020
October 15, 2020	November 5, 2020
November 12, 2020	December 3, 2020
December 16, 2020	January 7, 2021

general design of other newer signs located on the Blvd for multi-tenant properties.

Speaker, Code Enforcement Officer stated that hopefully the new sign will discourage tenants for renting the temporary signs that are place along the boulevard.

A **motion** was made by Mesmer / Phillips to close the public hearing. All in favor.

A **motion** was made by Mesmer / Braddell to **GRANT** the request for a 5 ft. height variance making the pole sign 25 ft. from finished grade for the plaza at 2411 Grand Island Blvd.

A **motion** was made by Phillips / Braddell to **GRANT** the request for a 105 sq. ft. sign face variance making a total of 165 sq. ft. of advertising space on the pole sign located at 2411 Grand Island Blvd Plaza.

Roll Call:

Ayes: Fabiano, Braddell, Mesmer, Phillips

Noes: None

Carried

Rationale:

1. This action was taken because the proposed variance will not have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district.
2. This action is taken because it conforms with other like properties on the boulevard and the size of the plaza supports the need for the size of the sign.

3) 3418 East River Road – Tom Grenke

This applicant is requesting an extension to a previously granted (5/3/19) side yard setback variance and a driveway variance for the construction of a new single family dwelling.

No representative was present, a motion was in order to extend the variances for 6 months.

A **motion** was made by Mesmer / Phillips to **GRANT** a six month **extension** for the previously granted (5/3/19) 7 ft. side yard setback variance and a 2ft. driveway variance for the single family dwelling at 3418 East River Road.

Roll Call:

Ayes: Fabiano, Mesmer, Braddell, Phillips

Noes: None

Carried

APPROVE MINUTES:

A **motion** was made by Braddell / Mesmer to Approve the October 3, 2019 ZBA Minutes as written.

Roll Call:

Ayes: Fabiano, Mesmer, Braddell, Phillips

Noes: None

Carried

OTHER MINUTES RECEIVED:

Board of Architectural Review Minutes –Sept. 17, 2019,

Planning Board Agenda – October 15, 2019

Planning Board Minutes –Sept. 9, 2019

Town Board Agenda –Regular Meeting # 18, Oct. 7, 2019, Regular Meeting # 19, Oct. 21, 2019, Regular Meeting #17, September 16, 2019

Town Board Minutes –Regular Meeting # 17, Sept. 16, 2019,

A motion was made by Mesmer / Phillips to adjourn the meeting at 7:20 p.m.
Minutes prepared by Rhonda Tollner, Zoning Clerk. There is no audio of the meeting.

JENNIFER R. MENTER

Recreation Supervisor –
Senior Citizens

CARRIE L. MESMER

Recreation Leader –
Senior Citizens



**TOWN OF GRAND ISLAND
GOLDEN AGE CENTER**

3278 Whitehaven Road
Grand Island, NY 14072
(716) 773-9682/9683
goldenage@grand-island.ny.us

December 6, 2019

TO: Town of Grand Island Town Board
FROM: Jennifer R. Menter, Recreation Supervisor – Senior Citizen
RE: Usage of the Golden Age Center Facility for November 2019

Please see the Activity Participation Totals below for the month of November 2019 at the Golden Age Center:

Monthly Events & Special Events

<u>Walmart Trip (twice per month):</u>	15
<u>Members' Coffee:</u>	62
<u>November Birthday Lunch:</u>	45
<u>November Birthday Entertainment: Don Petrino</u>	3
<u>Dementia Caregiver Support Group:</u>	10
<u>Social Group Respite Program for individuals with dementia & Alzheimer's disease:</u>	21
<u>United Health Care & Aetna:</u>	4
<u>Fidelis Care:</u>	10
<u>Dinner & a Craft:</u>	19
<u>University Express: Grandparent's Rights and Issues:</u>	12
<u>University Express: Brain Games:</u>	6
<u>Potluck before University Express class:</u>	8
<u>University Express: Healthy State of Mind: Creating Overall Wellbeing:</u>	19
<u>University Express: Financial Benefits Check-Up: You Gave, Now Save!</u>	6
<u>University Express: Fitness Training for Brain Health:</u>	16
<u>Potluck and Games Galore: (Sunday program)</u>	9
<u>Turkey Bingo:</u>	8
<u>Library Outreach Program with GI Memorial Library Bookmobile:</u>	20
<u>Sugar Savvy: Get the Scoop with BCBS of WNY:</u>	4
<u>Knowing your Medicare Options in 2020 with Bill Daniels from Erie County Senior Services:</u>	18
<u>BPO Concert: Pop Goes to the Movies:</u>	14
<u>Movie Event: Love at the Thanksgiving Parade:</u>	9
<u>Crafting for a Cause:</u>	16
<u>WNY Welcome Center Tour:</u>	19
<u>Day Trip to Del Lago/Sauder's Amish Market:</u>	32
<u>Festival of Trees Ornament Making:</u>	16
<u>Bingo Bonanza:</u>	12
<u>GAC Turkey Trot:</u>	4
<u>Decorate the Center:</u>	5
<u>Medicare Plan Changes Presentation:</u>	38
<u>55 Alive AARP Safe Driving Class:</u>	120
<u>Thanksgiving Dinner & Strolling Violinist Peter Van Scozza:</u>	

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Weekly programming

<u>BINGO: (Tuesday afternoons & Thurs. AM)</u>	88
<u>Color & Coffee Time:</u>	13
<u>Fun with French:</u>	23
<u>Anything Craft Classes:</u>	36
<u>Read & Feed Book Club:</u>	41
<u>Card Games (including NEW GAMES Euchre, Pinochle & Solitaire):</u>	75
<u>Poker:</u>	37
<u>Dominoes:</u>	46
<u>Billiards:</u>	83
<u>Exercise Programs (7 different programs: Arthritic Chair Exercise, Tai Chi, Trim Time, Beginner Line Dancing, Advanced Line Dancing, Total Body Workout, Independent use of Exercise Equipment):</u>	374
<u>The Energetics – Exercise Club:</u>	12
<u>Coups for Troops:</u>	23
<u>Artists' Haven:</u>	9
<u>Mahjongg:</u>	83
<u>Chess:</u>	7
<u>Golden Age Center Chorus:</u>	23
<u>Technology Club with Michele Drabik:</u>	24
<u>Golf:</u>	0
<u>Nutritious Breakfast Assistance:</u>	13
<u>Lunch Time Assistance:</u>	225
<u>Counseling with Jen :</u>	15

Monthly Meetings & Lunches:

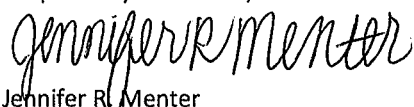
<u>Birthday Lunch:</u>	62
<u>Executive Board Meeting:</u>	16
<u>General Meeting (Town Time with Town Supervisor):</u>	38

Daily Activities & Usage:

<u>Lunches:</u>	699
<u>Meals on Wheels:</u>	259
<u>Van & Bus Transportation:</u>	423

<u>Days OPEN:</u>	18
<u>Total Monthly Attendance:</u>	3390

Respectfully submitted,



Jennifer R. Menter

Recreation Supervisor – Senior Citizen

PLANNING BOARD MEETING
MINUTES: NOVEMBER 12, 2019

MEMBERS PRESENT: Bruno, Greco, Lare, Starzynski, Stessing
Alternate member: Worrall

MEMBERS ABSENT: Bidell, Duchscherer
Alternate member: Bowman

OTHERS PRESENT: Councilman Marston, Bob Westfall, Town Engineer, Kasey Morgan, Code Enforcement Officer and Those Listed Herein.

Chairman Bruno opened the meeting at 7:00 P.M.

Mr. Worrall will be a voting member at this meeting.

MINUTES: Planning Board Meeting – October 15, 2019

Page 3 – Last bullet point to read: Water service shall be out of the ROW and the sewer service to be placed in the ROW.

It was moved by Stessing – Starzynski to **APPROVE** the minutes as corrected.

Roll Call: Ayes – Stessing, Starzynski, Bruno, Greco, Lare, Worrall
Noes – None
Carried

VOUCHER: Arlene Ehde, Recording Secretary - \$168.80

It was moved by Worrall – Starzynski to **APPROVE** the voucher for payment.

Roll Call: Ayes – Worrall, Starzynski, Bruno, Greco, Lare, Stessing
Noes – None
Carried

REFERRALS

It was moved by Bruno – Greco to suspend the rules and move #1 Love Road Plaza on the agenda to #4.

Roll Call: Ayes – Bruno, Greco, Lare, Starzynski, Stessing, Worrall
Noes – None
Carried

1. FROM: Town Engineer
RE: FALLETA SUBDIVISION – FIX RD.
PRELIMINARY PLAT/3 LOT SUBDIVISION

James Daigler, P.E., Daigler Engineering, P.C., appeared representing the Falleta family

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2019 DEC 12 AM 9:26
TOWN CLERK
GRAND ISLAND

requesting Preliminary Plat Approval for a three lot subdivision on Fix Rd.

He explained the 16.54 acre parcel was purchased in the Spring by a family group. They are proposing to build homes and live in close proximity to each other. Lots are 6.58 acres, 4.16 acres and 5.80 acres. Lot sizes conform to the Zoning Code. 140' frontage and three acres are required.

A joint application was submitted to the Corps of Engineers and the DEC. An inspection was done in July by the Corps. A jurisdictional determination is expected soon. Once this is received, they can prepare the wetland permit.

They have developed a plan that does not impact the wetlands. Septic system will be in conformance with the Erie County Health Department.

Mr. Daigler was questioned regarding the two septic systems that are shown on the 6.58 acre lot. He stated that the barn has a restroom. He was asked if the restroom from the barn could be tied into one system. This might be possible.

It was moved by Starzynski – Lare to recommend that Preliminary Plat Approval be **GRANTED**. The sizes of the three parcels conform under the Code. The owners are to be charged the normal recreation fee of \$500 per lot.

Roll Call: Ayes – Starzynski, Lare, Bruno, Greco, Stessing, Worrall
Noes – None
Carried

Mr. Worrall commented that we will be discussing another subdivision adjacent to this one. If it had the same owner, it would be a major subdivision. We need to be careful and look at the big picture of multiple subdivisions adjacent to each other.

2. FROM: Town Engineer
RE: KOERNTGEN SUBDIVISION – FIX RD.
PRELIMINARY PLAT/2 LOT SUBDIVISION

James Daigler, P.E., Daigler Engineering, P.C., appeared representing Karen Koerntgen, owner of the property, requesting Preliminary Plat Approval for a two lot subdivision. This proposed subdivision is just west of the proposed Falleta Subdivision.

Karen Koerntgen is proposing to split the 16.54 acre parcel into two lots. The proposed lots are 6.22 acres and 10.32 acres. The lots exceed the minimum frontage of 140' and three acres as required in the Code. A home will be built on each lot along with a barn and .10 acre pond on one of them. The pond may be smaller than what is proposed.

Approximately .2 acres of wetlands may be disturbed. The Corps of Engineers may require additional mitigation of the wetlands.

Mr. Westfall stated that the pond could be part of the grading and drainage plan.

It was moved by Starzynski – Lare to recommend that Preliminary Plat Approval be **GRANTED**. The sizes of the two parcels conform under the Code. The owner is to be charged the normal recreation fee of \$500 per lot.

Roll Call: Ayes – Starzynski, Lare, Bruno, Greco, Stessing, Worrall
Noes – None
Carried

3. FROM: Town Board

RE: ISLAND GARDENS SUBDIVISION – EXCEPTION TO SUBDIVISION REGULATIONS
REQUEST TO CREATE TWO BUILDING LOTS

Mark Kowzan appeared with a revision to his request for an Exception to the Subdivision Regulations to create two building lots in the Island Gardens Subdivision.

The proposed two lots were previously reserved as stub streets. On the revised plan, the lot marked “Adel Ln.” will remain the same. Lot marked “Maria Ln.” will have additional property added to the lot.

It was moved by Stessing – Starzynski to recommend **APPROVAL** of the Exception to the Subdivision Regulations as shown on the revised layout, contingent on the following:

- Recreation Fees to be paid.
- Statement that a Grading Plan for each lot will be the responsibility of anyone pursuing a building permit.
- Statement that the remaining lands will need to have an improved Town Road constructed on their frontage, done at the developer’s expense, to be eligible for permits.
- The North/South Town Drainage Easement (unused) across the easterly parcel should be abandoned by the Town.
- A ten (10) foot Storm Drainage Easement to the Town of Grand Island should be established along the south side of the eastern parcel.
- The easement should be piped with a 12” pipe, associated catch basins, and all appurtenances necessary to facilitate connection to the Town drainage system.
- The Approval is subject to the applicant filing deeds for the newly created lots with Erie County.

Roll Call: Ayes – Stessing, Starzynski, Bruno, Greco, Lare, Worrall
Noes – None
Carried

4. FROM: Code Enforcement Officer

RE: LOVE ROAD PLAZA – 1815 LOVE RD.
REVISED SITE PLAN – REMOVE BERM

Chris Shores appeared with a revise Site Plan for the Love Road Plaza at 1815 Love Rd. He is

proposing to remove a berm. A wooded area would have to be removed to construct a berm.

There were storage tanks to the rear of the property. The berm was intended to hide the tanks. Mr. Shores stated that the tenant is moving the tanks off of Grand Island to Vulcan Street in Buffalo. Storage trailers have also been removed. With the storage tanks and trailers removed, he feels the berm is not necessary. He will leave the wooded area which will act as a buffer for the adjacent house.

The buffer zone area is a stand-alone lot. There was a discussion regarding the possibility of it being sold in the future. Mr. Shores stated that in order to build on the lot a septic system would be required. There is not enough room for a septic system. Also, he has no intention of selling.

Combining the buffer zone area with the main parcel was discussed. Mr. Shores has no objection to combining the properties.

It was moved by Bruno – Greco to recommend that the berm be waived in lieu of joining the buffer zone to the main parcel and leaving the vegetative buffer zone parcel as is. The buffer zone is zoned M-1.

Roll Call: Ayes – Bruno, Greco, Lare, Starzynski, Stessing, Worrall
Noes – None
Carried

COMMUNICATIONS – OTHER OFFICIALS

1. FROM: Town Board
RE: MINUTES – September 16, October 7, 2019
Received and filed.
2. FROM: Board of Architectural Review
RE: MINUTES – September 17, 2019
Received and filed.

COMMUNICATIONS – OTHERS

None

UNFINISHED BUSINESS

1. FROM: Code Enforcement Officer
RE: CHRISTOPHER FIELDS – 1791 GRAND ISLAND BLVD.
SITE PLAN APPROVAL/CHANGE OF USE/CONSTRUCT ACCESSORY BLDG.

To remain on the **TABLE**.

NEW BUSINESS

Chairman Bruno informed members that a public comment session has been held on the proposed Tree Ordinance.

It was moved by Bruno – Starzynski to **ADJOURN** at 8:05 P.M.

Roll Call: Ayes – Bruno, Starzynski, Greco, Lare, Stessing, Worrall
Noes – None
Carried

Respectfully submitted,

Arlene Ehde, Recording Secretary

THE TOWN OF

NATHAN McMURRAY
Supervisor

PATRICIA A. FRENTZEL
Town Clerk

BEVERLY KINNEY
MIKE MADIGAN
JENNIFER L. BANEY
PETER MARSTON JR.
Councilmembers



GRAND ISLAND

2255 BASELINE ROAD
GRAND ISLAND
NEW YORK
14072-1710
OFFICE (716) 773-9600
FAX (716) 773-9618

TO: Town Board
FROM: Nathan McMurray
DATE: 12/09/19
RE: Agenda 12/16/19 Meeting – Transitional Training

In order to provide on-the-job transitional training for the incoming Supervisor's Secretary, I recommend a period of cooperative work with Kelly Petrie.

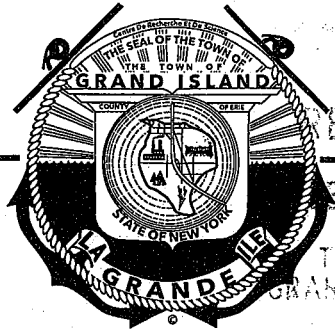
A motion is in order to appoint Rhonda Diehl as a Clerk Part-Time (Seasonal) in the Supervisor's office, effective December 17, 2019 at Grade 6A, \$19.48 per hour, per the non-union salary schedule. Hiring is subject to the completion of the necessary pre-employment paperwork with the Payroll Department.

RECEIVED
2019 DEC -9 AM 10:21
TOWN CLERK
GRAND ISLAND, N.Y.

THE TOWN OF

NATHAN D. McMURRAY
Supervisor

JENNIFER L. BANEY
BEVERLY A. KINNEY
MIKE MADIGAN
PETER MARSTON JR.
Councilmembers



RECEIVED

DEC 12 AM 10:52

TOWN CLERK
GRAND ISLAND N.Y.

GRAND ISLAND

2255 BASELINE ROAD
GRAND ISLAND
NEW YORK
14072-1710
OFFICE (716) 773-9600
FAX (716) 773-9618

TO: Town Board
FROM: Beverly Kinney
DATE: December 16, 2019
RE: SOCIAL MEDIA POLICY

Motion to approve Grand Island Social Media Policy 2019 .

Councilwoman Beverly A. Kinney

The Town of Grand Island

Social Media Policy

Official Accounts

1. Purpose. The Town of Grand Island ("Town") maintains "official" social media accounts ("Official Accounts") for the purpose of communicating with the members of the public in the most effective ways possible. This Policy gives direction to Town employees, elected officials, and other authorized persons regarding the creation, maintenance, and posting of content through Official Accounts. It also provides direction to Town employees and elected officials with respect to social media use through accounts other than Official Accounts.

This Policy is intended to ensure a cohesive online presence for the Town; enable and encourage efficient and civil communication and positive engagement with members of the public; and protect the Town and its employees and elected officials from the potential harm and legal exposure related to online communications.

For purposes of this Policy, social media refers to the creation and exchange of information among individuals through Internet based applications and includes, but is not limited to, information in the form of text, pictures, videos, links to other sites, or any other type of communications posted to a social media site. Examples of social media sites include, but are not limited to, Facebook, Twitter, Instagram, and YouTube. It is understood that social media is an evolving communications tool and that new resources may become available over time.

2. Establishment and Ownership Official Accounts; Site Administrators. The Town Board shall establish, oversee and have access to all Official Accounts and the Town's overall online presence. Official Accounts will include the "Town of Grand Island" accounts on social media sites, Department-specific Official Accounts for the Police Department and Recreation Department, and any other Town Board-approved Department-specific Official Accounts. The Town Board may establish one or more officers or employees to serve as a Communication Manager for Official Accounts. Should any Department find it necessary to establish a Department-specific Official Account, the Department Head should contact the Communications Manager or the Town Supervisor to discuss obtaining approval from the Town Board to establish the Official Account. Under no circumstances will an Official Account representing an individual position (e.g., a Department Head) be approved.

The Town Board shall designate a Site Administrator for each Official Account. Where the Official Account is Department-specific, the Department Head will generally serve as Site Administrator. Site Administrators must abide by this Policy in all respects when creating, maintaining, and posting content to an Official Account.

All Official Accounts are considered the property of the Town and as such, do not transfer if a Site Administrator terminates employment with the Town or no longer serves in a capacity consistent with Official Account management with the Town.

3. Passwords and Security. Site Administrators must provide credentials (i.e., user names and passwords) for each Official Account to the Communications Manager upon creation and any time log in credentials may change. EXCEPTION: Facebook and other sites requiring personal account information are an exception to the foregoing rule. Usernames and passwords will not be required for such accounts because Site Administrators must use personal accounts to manage pages. Rather than providing personal information, Site Administrators of Official Accounts on Facebook are required to add the Communications Manager as an administrator Official Account. The Communications Manager must have full access to maintain the Official Account in the absence of the Site Administrators. It is advised that Site Administrators also add a secondary back-up administrator to the page, if applicable.

All passwords used for Official Accounts must be adequately complicated to prevent cyberattacks. Passwords should never be sent through email. If at any time a cyberattack on or involving an Official Account is suspected, the Site Administrator must immediately contact the Communications Manager, try to regain access to the Official Account, and change the password if possible. Whenever passwords for Official Accounts are updated, the updated password shall be provided to the Communications Manager.

4. Content. Only the designated Site Administrator for each Official Account will post content to that Official Account. Official Accounts will be used strictly for conveying information about the Town to the public. The Town official website will be the Town's primary and predominant Internet presence. Wherever possible, content posted to Official Accounts will be available on the Town's official website. All content should be complementary of the Town's website and content posted on the social media sites should contain links to the Town's official website. Social media "profile pictures" should clearly represent the Town either with the official Town seal or other identifying marker of Town Department.

Any person or department who is not a Site Administrator wishing to post content to any Official Account shall submit a request to appropriate Site Administrator or Town Board with all necessary information and media, including text, photos/videos and links. Subject to any oversight the Town Board determines necessary and appropriate from time to time, the Site Administrator has the right to approve or deny the request based on the guidelines contained herein. Only content approved by the Site Administrator or Town Board shall be posted. It is the responsibility of the relevant Department Head to ensure that that all content submitted for posting has been fully vetted and is free from error.

Site Administrators should remember that when creating, maintaining, and posting through Official Accounts, they are representing the Town government. Accordingly, they must conduct themselves at all times as a representative of the Town using the highest standards of decorum concerning language and content and abide by all Town policies and procedures in relation to all posts.

The Communications Manager will routinely monitor content on all of the Town's Official Accounts to ensure compliance with this Policy and applicable laws.

5. Account Management. Because the purpose of Official Accounts is for the Town to communicate with the members of the public, where there is an option to do so, accounts should generally be established in such a manner as to limit communications to content created by and approved by the Town in accordance with the policy. However, where it is necessary because of the type of social media account to allow public comment, the following disclaimer shall appear on all Official Accounts where possible or, alternatively will be contained in a page on the Town's website and be linked directly to the Official Account:

As a public entity, the Town must abide by certain standards to serve all its constituents in a civil and unbiased manner. The Town shall be the sole owner of all of its social media accounts and reserves the right to not publish or remove any postings which contain inappropriate content, including, but not limited to:

- *Libelous comments;*
- *Obscenity;*
- *Derogatory or inflammatory comments about an individual's gender, race, age, disability, religion, national origin, or other protected characteristic.*
- *Incitements to violence;*
- *Speech integral to criminal conduct; and*
- *Content appearing to be "spam".*

Town social media sites are intended to be informational. Users should not use these forums for making any official communications to the Town; for example, reporting crimes or misconduct, reporting dangerous conditions, requesting an inspection, giving notice required by an statute, regulations or ordinance, such as, but not limited to, notices of claims.

It is understood that the Town of Grand Island's social media sites are not monitored 24 hours a day, 7 days per week and immediate responses to any requests via post, direct message, etc. may not occur. The Town reserves the right to not reply or decline to reply to any/all comments posted to its social media accounts. It is also understood that the Town will not automatically "friend", "like", or "connect" to users who follow, comment or "like" Town posts.

Content posted by a member of the public to any Town social media shall not reflect the opinions or policies of the Town.

Site Administrators will maintain accounts in accordance with this disclaimer, however will obtain approval of the Communications Manager (who, in turn, will consult with the Town Supervisor and the Town Attorney where appropriate) before removing any post or "blocking" any user.

6. Terms of Service. Site Administrators are required to be familiar with, and to abide by, the Terms of Service (TOS) of the relevant social media site for each Official Account for which they serve as Site Administrator.
7. Compliance with Law. All Official Accounts and content posted thereon shall adhere to applicable federal, state and local laws, regulations and policies.
8. Public Records. All content posted on or through Official Accounts, including comments submitted, comments removed, and a list of subscribers or "followers", is considered a public record and subject to the New York State Freedom of Information Law and will be retained and maintained by the Town Clerk pursuant to the record retention policy.

Elected Officials

Any elected officials who post through Official Accounts must abide by this Policy in all respects.

Elected officials who choose to create, maintain, or use social media accounts (other than Official Accounts) are solely responsible for the content of such accounts and any liability that may arise from same. The Town recognizes that elected and appointed officials may choose to express themselves through such accounts; however, this right of expression should not interfere with the operation of the Town.

Elected officials should assume that, if any Town business or communication is conducted on a social media account (even a non-Official Account), the account will be considered a public record and will be subject to the New York State Freedom of Information Laws (FOIL), as well as applicable sections of the records retention schedule. Elected officials are also reminded that conversations with other Town elected officials social media accounts may trigger Open Meeting Law concerns. Finally, elected officials may not "block," remove, or otherwise censor public comment on social media accounts (even non-Official Accounts) except as permitted by applicable law.

Employees

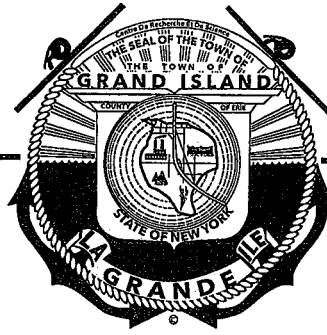
Town Employees may not create, maintain, or post content using Official Accounts except as permitted under this Policy. Employees should also refer to and abide by the Social Media Policy and other relevant policies set forth in the Town's Employee Handbook.

This Policy shall be reauthorized yearly at the Town's organizational meeting held in January of every year.

THE TOWN OF

NATHAN D. McMURRAY
Supervisor

JENNIFER L. BANEY
BEVERLY A. KINNEY
MIKE MADIGAN
PETER MARSTON JR.
Councilmembers



RECEIVED

GRAND ISLAND

2019 DEC 12 AM 10:52

2255 BASELINE ROAD

GRAND ISLAND

NEW YORK

14072-1710

OFFICE (716) 773-9600

FAX (716) 773-9618

TO: Town Board
FROM: Beverly Kinney
Date: December 16, 2019
RE: Agenda 12/16/19 Advisory Board resignations

Motion for the Town Board to approve the resignations with letters of appreciation for service of:

Paul Leuchner – Parks and Recreation Advisory Board term ending December 2020.

John Fergurson – Technology Advisory Board – Term ending December 31, 2019

Michael Marsch – Economic Development Advisory Board –
Term ending December 31, 2021

Draft 12/2/19

**TOWN OF GRAND ISLAND, NEW YORK
PROPOSED LOCAL LAW NO. __ OF 2019**

A Local Law Amending the Town of Grand Island Zoning Code Regarding Principal Uses on
the Same Lot

Be it hereby enacted by the Town Board of the Town of Grand Island as follows:

Section 1: Section 407-10 of the Town of Grand Island Code is hereby amended by replacing the definition of USE, PRINCIPAL, to read in its entirety as follows:

USE, PRINCIPAL

The primary function of a site, building or facility.

Section 2: Section 407-167.3 of the Town of Grand Island Code is hereby added, to read in its entirety as follows:

§ 407-167.3 Multiple Uses.

A. Multiple principal uses on one lot is prohibited in all zoning districts with exceptions as follows:

- (1) In the Town Center Districts (NBD, CBD, and SBD), M-1 Light Industrial and Research District, and M-2 Industrial District, multiple principal uses are permitted.
- (2) In B-1 General Business District, B-2 Waterfront Business District, and B-3 Hamlet Business District, multiple principal uses are permitted only with the issuance of a special use permit through the process set forth in Article XXV, Special Use Permits.

B. Substantive requirements for lots containing more than one principal use.

- (1) All substantive requirements set forth in the Code are applicable except as otherwise indicated herein.
- (2) Parking. Minimum parking on a lots containing multiple principal uses shall be calculated as 125% of the parking required of the most intensive use, where intensive refers the use with the highest number of parking spaces required. The Planning Board may adjust this figure up or down according to the needs of the specific site and uses.
- (3) Signage. The aggregate area of all signs on the lot may not exceed 125% of the maximum area of signage otherwise permitted by Chapter 295 of the Code. All other requirements of this Chapter are applicable as written.

Section 3. Severability Clause. If any part of this local law is for any reason held to be unconstitutional or invalid, such decision shall not affect the remainder of this local law. The Town Board of the Town of Grand Island hereby declares that it would have passed this local law and each section and subsection thereof, irrespective of the fact that any one or more of these sections, subsections, sentences, clauses, or phrases may be declared unconstitutional or invalid.

Section 3. Effective Date. This local law shall be effective immediately upon filing with the New York Secretary of State.

THE TOWN OF GRAND ISLAND

Superintendent of Highways
RICHARD W. CRAWFORD
Superintendent
NORMAN J. MRKALL II



HIGHWAY DEPARTMENT

1820 WHITEHAVEN ROAD
GRAND ISLAND, NY 14072
(716) 773-9632
Fax: (716) 773-9634

December 12, 2019

TO: TOWN BOARD
FROM: RICHARD CRAWFORD – HIGHWAY SUPERINTENDENT
RE: VACATION CARRY OVER

RECEIVED
2019 DEC 12 AM 10:44
TOWN CLERK
GRAND ISLAND, N.Y.

I am requesting the following vacation day carryover from 2019 into 2020.

- Deputy Highway Superintendent Norman Mrkall – 5 vacation days not used due to administrative duties.
- Mechanic Michael Carlson – 6 vacation days from returned medical leave time off.

Please contact me with any questions.

Thank you.

Richard Crawford

Richard Crawford
Highway Superintendent

DEPARTMENT OF ENGINEERING
& WATER RESOURCES

ROBERT H. WESTFALL, P.E.
Town Engineer

LYNN M. DINGEY
Asst. Civil Engineer

CHRISTOPHER M. DANN
Assistant Municipal Engineer



THE TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, New York 14072-1710
(716) 773-9600, Ext. 635 Office
(716) 773-9618 Fax
E-mail: engineering@grand-island.ny.us

Town Board Agenda: December 16, 2019

December 10, 2019

To: Town Board

From: Robert H. Westfall, P.E. 
Town Engineer

Re: Professional Services Agreement
Asbestos Survey and Abatement Design and Specifications
Town Hall Elevator
M69-2018

Honorable Town Board:

Attached, please find a Proposal and Professional Services Contract from American D-n-D pertaining to an investigation/survey, and design document preparation for Asbestos Abatement related to the Elevator construction project here in Town Hall. Per the attachments, consulting services will be provided on a time and material, until price basis. The anticipated range of costs are outlined in the proposal. These project services are to be funded through the General Fund.

We hereby request the Town Supervisor be authorized to sign the Professional Services Agreement with American DND.

RHW
Attachment

RECEIVED
2019 DEC 11 PM 1:33
TOWN CLERK
GRAND ISLAND, N.Y.



Demolition & Nuclear Decommissioning, Inc.

Demo - N - Disposal



PO Box 553
Grand Island, NY 14072

Phone: 716-699-5515
Fax: 716-773-5515

www.AmericanDND.com
Email: ADND@AmericanDND.com

Town of Grand Island (T.O.G.I.)
2255 Baseline Road
Grand Island, NY 14072

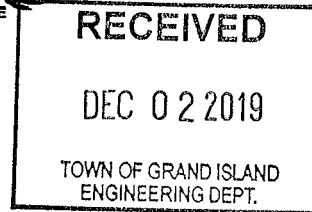
Attention: Mr. Robert H. Westfall, PE
716-773-9600 Ext. 639

rwestfall@grand-island.ny.us

Ms. Lynn Dingey

ldingey@grand-island.ny.us

Reference: *Asbestos Consulting, Asbestos Inspector, Project Designer & Project Monitoring Services = "As Needed" for **Town Hall** Work*



12/2/19

Dear Robert & Lynn,

Thank you for inviting ADND to submit a proposal for Professional Asbestos Consulting Services, Asbestos Inspection, Project Designer, and Project Monitoring Services as may be needed by the Town of Grand Island for your Elevator Renovation Project in the Town Hall on Baseline Road.

This letter will attempt to provide a breakdown of the services which can be offered by ADND. Due to the extent of services available, and the uncertainties for the timeframe and exact scope of services desired by the Town of Grand Island, this proposal will be broken down into several functional aspects relating to the abatement project, and Unit Pricing for the various disciplines of personnel required to perform those services. Please consider any and all aspects of this proposal to be completely negotiable and all items (including pricing) can be altered, negotiated or modified to fit the desires and needs of the Town of Grand Island.

In all instances for the tasks described below, ADND services will be limited to providing professional, experienced, technical assistance to the Town of Grand Island Engineering and Purchasing Departments. ADND's Scope of Services will be limited to the technical asbestos abatement functions in order to ensure 100% compliance with all applicable rules, regulations and laws governing the type of asbestos project being considered by the Town of Grand Island. In essence, ADND's services will compliment and supplement the Town of Grand Island purchasing/procurement process, but will be limited to technical obligations as may required by the Regulations governing asbestos work. ADND's services can be expanded beyond just technical support if so desired by the Town. ADND will work with any other A/E firms handling the Elevator Installation Project.

The remainder of this proposal will outline the various types, and levels of services such as: Design, Consulting, Project Monitoring, Inspections/Survey, Bulk Sampling, Air Sampling, and related functions which can be provided by ADND.

1.) **ASBESTOS INSPECTION/SURVEY, BULK SAMPLING:**

NYS ICR-56 requires an Asbestos "*Inspection*", and OSHA requires an Asbestos "*Survey*" to be performed prior to any building renovation, or demolition project.

The purpose of the Inspection/Survey is to determine the presence of Asbestos Containing Materials (ACM) in various suspect building materials which may become disturbed or need to be removed as part of the renovation/demolition work.

For the Town Hall Elevator Installation Project the following tasks would be required in order to be compliant with both NYS ICR-56 Regulations and Federal OSHA Regulations:

- Perform a "*partial*" Asbestos Inspection/Survey to inspect and survey the Town Hall spaces for potential asbestos content in areas where the new elevator is to be installed; prepare and submit compliant reports to document the Pre-Renovation and Pre-Demo Inspections/Surveys.
- Review approximately 45 each existing, original construction documents and label/identify "*suspect*" Asbestos Containing Building Materials (ACBM) on the drawings.
- Compile a comprehensive summary listing of "*suspect*" ACBM based on the drawings for future use by the TOGI.
- Conduct interviews with various Town Engineers, Representatives and Custodial Staff to compile and outline prior renovation projects at the Town Hall.
- Review the existing TOGI plans and specifications for the Elevator Installation Project to determine which building areas and products may potentially be disturbed as part of the renovation/elevator installation work.
- Review prior renovation project submittals, specifications, and drawings from TOGI in order to determine if products that were used previously are asbestos free, or if they need to be sampled.
- Perform a "**PARTIAL**" Asbestos Inspection/Survey of only the areas affected by the Elevator Installation Project, including the collection of approximately 75 ea. to 100 ea. bulk samples with certified laboratory analysis.
- Prepare, and compile a "*Partial*" Asbestos Inspection/Survey and submit it to the Town Engineering/Building Departments for future use and submit it to the Local/Regional Asbestos Control Bureau Office in accordance with ICR-56 Regulations.
- Provide an electronic copy of all original construction drawings, with markups indicating suspect ACBM and locations of bulk samples.

2.) **ASBESTOS PROJECT DESIGN & SPECIFICATION PREPARATION**

Once the type, quantities and locations of ACM are identified, then the Town may decide to remove the ACM or go out to bid for an Abatement/Renovation Project, as part of the Elevator Installation Project, or separately, to be performed prior to the Elevator Installation Project. The following is for ADND to provide the Asbestos Project Design function, and Asbestos Specification Preparation Services. These would be performed in conjunction with, and to compliment your existing A/E services for the Elevator Installation Project.

The general functions performed under this task can include any, or all, of the following tasks:

- Provide certified, senior, principal, Asbestos Project Design Professional with over 30 years experience in performing asbestos project design, layout, and planning for any asbestos removal project.
- If required; prepare, design, write, submit, and obtain a Site Specific Variance from NYS-ICR 56 provisions. (*Additional Fee of \$350. Applies*).
- Prepare a Scope of Work appropriate for inclusion in an RFP to Contractors.
- Present Project Specifications for use by Engineering and Purchasing Departments, or other A/E firms.
 - Note: Drawings or sketches for use in bid documents to be prepared by others. ADND would assist with technical input for drawings. Two to four drawings required.
- Present a list of qualified Contractors for consideration and bidding purposes.
- Participate in bid walk with prospective Contractors.
- Review bids submitted by Contractors.
- Review Contractor Qualifications.
- Provide opinion for award.

3.) **THIRD PARTY ASBESTOS PROJECT MONITORING** *(If Project Proceeds)*

NYS-ICR56 allows several types of asbestos project monitoring functions to be performed. Copies of the various ICR-56 provisions which define those functions are attached for your reference. The tasks described below represent a higher level of Project Monitoring functions. In other words, the Owner hires a Third Party Project Monitor to act as the 'Owner's Representative' and they ensure compliance by the Contractor with all rules, regulations and laws. The following is a description of the tasks that could be performed by a Third Party Project Monitor acting as an 'Owner's Rep':

- Perform all Project Monitoring as described in ICR56-3.2(d)(8) (copy attached).
- Act as "Owner's Representative" to ensure all asbestos Project Records are kept in accordance with ICR56 Requirements. [ICR-56-3.4(a)(2)] (copy attached).
- Perform a Pre-Work Review of all Contractor paperwork, worker certifications, licenses, and submittals prior to the start of Contractor's work onsite.
- Perform Pre-Work Review of regulatory notifications, building postings and notices to occupants.
- Be onsite full time during all Contractor abatement operations.
- Possess "Stop Work" authority in the event of serious Contractor noncompliance issues, and report such matters directly to the Owner.
- Observe, document, and monitor all Contractor operations during all phases of asbestos removal operations.
- Perform visual inspections as required by ICR56 during pre-work activities, during work activities and all post work activities.
- Monitor Contractors compliance with recordkeeping, required inspections, and paperwork documentation during all phases of work.
- Perform Final Visual Inspection and certify the work area as free from asbestos materials prior to collection of Final Clearance Air Sampling. [Mandatory per ICR56-9.1(d)(1)] (copy attached).
- Compile all Contractor documentations, submittals, certifications, and documents as required by an asbestos Project Record, and submit them to the Owner for final future recordkeeping. [ICR56-3.4(a)(2)].

4.) **THIRD PARTY AIR SAMPLE COLLECTION & LABORATORY ANALYSIS** *(During Project)*

NYS-ICR56 also mandates the Owner perform third party air sample collection and laboratory analysis at various times throughout the asbestos abatement project. ADND can provide the air sample collection, and documentation as required by ICR56, and would utilize a third party independent certified laboratory which can either be hired by ADND as part of a competitive bid process, or the laboratory can be hired directly by the Town of Grand Island. The following represents the tasks that would be associated with third party air sample collection and laboratory analysis:

- Prepare a RFP for submission to laboratories for “unit prices” to conduct third party laboratory analysis.
- Review laboratory credentials, qualifications, and certifications and obtain third party verification that the laboratory meets all requirements of ICR56, EPA and OSHA for laboratory analysis on asbestos projects in New York State.
- Review bids of labs and select the lowest qualified lab to perform analysis.
- Provide air sampling pumps, equipment and calibration equipment to perform third party air sample collection throughout the abatement project. [ICR-56-4] (copy attached).
- Provide onsite full shift Air Sample Technician/Project Monitor to perform onsite collection and monitoring of third party air samples.
- Prepare paperwork and cassettes for submission to laboratory and obtain results within the required turnaround time.
- Distribute copies of laboratory results to the Contractor and Owner and post onsite as required.
- Compile all laboratory results, chain of custody documents, and air sample collection data into a comprehensive booklet for turnover to the Owner for final safekeeping and recordkeeping as required by ICR56.

UNIT PRICING

The above four general tasks shall be performed by appropriately certified/licensed professionals which meet the disciplines as required by NYS-ICR56, EPA and OSHA. The four basic labor disciplines which are required and the corresponding cost per hour for each of the disciplines are listed in the table below.

TABLE 1

Cost Per Hour for Asbestos Professional Consulting Services:

Discipline	Regular Time	Over Time	Double Time
Asbestos Project Designer or Inspector (Senior Principal, 30 years experience)	\$78.50/hr.	\$110./hr.	\$140./hr.
Combination Project Monitor/Air Technician	\$58.50/hr.	\$80./hr.	\$105./hr.
Air Sampling Technician (only)	\$40.00/hr.	\$52.50./hr.	\$70./hr.
Typist/Report Preparation	\$35./hr.	NA	NA

The above labor rates include all wages, payroll burden, taxes, overhead and profit.

Regular Time = Monday thru Friday up to 8 hours per day working between the hours of 7:00 a.m. and 5:00 p.m.

Over Time = Monday thru Friday all hours over 8 hours per day, and any hours worked between 5:00 p.m. and 7:00 a.m.

Double Time = Any/all hours worked on Sundays and/or Holidays.

TABLE 2

Equipment Rental Rates

Equipment Description	Cost Per Day
Gillian Calibration Unit w/standard flow module (Giliberator)	\$30.00
Gil-Air 513 Programable Battery Operated Air Sampling Pump	\$15.00

Any/all out of pocket Direct Expenses (i.e. = copies, binders, materials, supplies, fees, shipping cost, or subcontractor/vendor/lab costs, etc, etc.) will be billed at cost plus 10% markup. Copies of invoices will be submitted as backup.

SUMMARY

ADND credentials allow us to perform the multi disciplines above with a single person in order to help ensure continuity throughout the entire project. Additionally, if the third party project monitoring functions are selected, ADND can perform both third party project monitoring and air sample collection with a single person with dual certifications (Project Monitoring and Air Sample Tech) which would eliminate the need for an additional person (Air Technician) onsite.

Attached for your review and reference are copies of ADND's Asbestos Contractors License, Certifications of personnel, Insurances, and equipment specification sheets for the type of air sampling equipment and calibration units that would be utilized.

The above prices are considered valid through December 31st, 2020. The above prices do not include sales and/or use taxes and if applicable would be to your account. This proposal is valid for your acceptance within 30 days of the date written above.

Additionally, also attached is a Rough Order of Magnitude (ROM) estimate for a partial Asbestos Inspection/Survey which would apply to work at the Elevator Renovation Project at the Town Hall. This includes the work for the Asbestos Inspection and Bulk sampling and projected costs for writing specifications and assisting with bid evaluations.

Thank you for your consideration of ADND and your review of this proposal. Please do not hesitate to call if you have any questions or require additional information.

Very truly yours,



Bill Schaab
President

Email: BSchaab@AmericanDND.com
Cell: 716-984-7566

Enclosures: License
Certifications
ICR-56
Insurance Certificates
Proposed Consulting Agreement



Demolition & Nuclear Decommissioning, Inc.

Demo – N - Disposal



PO Box 553
Grand Island, NY 14072

Phone: 716-699-5515
Fax: 716-773-5515

www.AmericanDND.com
Email: ADND@AmericanDND.com

12/2/19

SUMMARY

Budget = Professional Fees Asbestos Survey for Town Hall (Elevator Project)

Task Description	Low \$	High \$
1.) Asbestos Inspection/Survey (<i>partial</i>)	\$8,750.	\$11,500.
2.) Project Designer & Specifications	\$5,750.	\$7,500.
3.) 3 rd -Party Project Monitoring (<i>During Work</i>)	TBD	TBD
4.) Air Sampling & Lab Analysis (<i>During Work</i>)	TBD	TBD
Total	\$14,500.	\$19,000.

A more detailed breakdown for each item above is shown below:

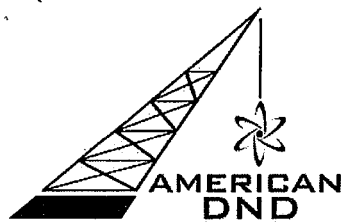
BREAKDOWN:

1.) Asbestos Inspection/Survey for Town Hall Elevator Project:

	Low \$	High \$
Project Inspector/Designer 48-60 hours @ \$78.50/hr.	\$3,768.	\$4,710.
Lab Analysis (Bulk Sampling) 75-100 each @ \$50./ea. avg (4 day turnaround)	\$3,750.	\$5,000.
Typist = 24-30 hrs @ \$35.00/hr.	\$840.	\$1050.
Supplies, Shipping, Reports	\$200.	\$300.
	\$8,558.	\$11,060.
Estimate (Say)	\$8,750. +/-	\$11,500. +/-

2.) Project Designer & Specification Preparation:

	Low \$	High \$
Project Design (Prepare Specs & Bid Assist.) 60-80 hours @ \$78.50/hr.	\$4,710.	\$6,280.
Typist = 24-30 hrs @ \$35.00/hr.	\$840.	\$1,050.
Subtotal Labor	\$5,550.	\$7,330.
Estimate (Say)	\$5,750. +/-	\$7,500. +/-



Demolition & Nuclear Decommissioning, Inc.

Demo – N - Disposal



PO Box 553
Grand Island, NY 14072

Phone: 716-699-5515
Fax: 716-773-5515

www.AmericanDND.com
Email: ADND@AmericanDND.com

12/2/19

ASBESTOS CONSULTING & ASBESTOS INSPECTION/SURVEY AGREEMENT (TOWN HALL)

This document shall be considered the Consulting Agreement between the Town of Grand Island (T.O.G.I.) and American DND, Inc. (hereinafter referred to as ADND).

The Town of Grand Island desires to hire ADND to assist the TOGI with Consulting and Advisory Services for the Inspection/Survey and identification of suspect asbestos containing materials and asbestos and removal specification for the areas located at the Town Hall at 2255 Baseline Road in Town of Grand Island.

ADND will provide Consulting Services to assist with the development of Technical Specifications and Work Scope in order to facilitate the Public Bid Process, and will also perform 3rd Party Project Monitoring and Air Sample Collection as required by various regulations governing asbestos removal work. ADND's role is that of a Consultant and Advisor only. All physical work performed, public bidding, purchasing functions, and professional engineering shall be performed by the Town of Grand Island or others hired by the Town. ADND's role is to support all of those functions as may be needed to facilitate, and oversee the performance of the work.

The specific ADND functions which may be performed are explained in the quotation (dated 12/2/19) attached. ADND's work will be solely on an "as-needed, as-required" basis as directed by the Town's Engineering and Procurement Departments. The final price paid to ADND will be in accordance with the unit prices, terms & conditions as defined in the attached letter and will be based upon the actual hours worked or resources expended on behalf of the Town to facilitate the performance of the work.

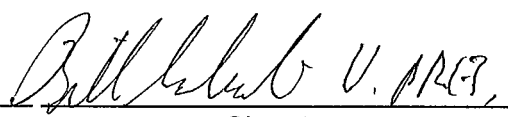
This Agreement is mutually agreed to and accepted by the Parties signed below:

Town of Grand Island Authorized Rep
- Printed -

Signature

Date

Bill Schaab – Vice President
American DND, Inc.
- Printed -


Signature

12/2/19
Date

DEPARTMENT OF ENGINEERING
& WATER RESOURCES

ROBERT H. WESTFALL, P.E.
Town Engineer

LYNN M. DINGEY
Asst. Civil Engineer

CHRISTOPHER M. DANN
Assistant Municipal Engineer



THE TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, New York 14072-1710
(716) 773-9600, Ext. 635 Office
(716) 773-9618 Fax
E-mail: engineering@grand-island.ny.us

Town Board Agenda: December 16, 2019

December 12, 2019

To: Town Board

From: Robert H. Westfall, P.E.
Town Engineer

RE: Employee Change of Work Classification
Water Department

Honorable Town Board:

I am hereby requesting the Town Board promote Colin Gallagher to the position of Water Maintenance Worker in the Water Department at the rate of \$19.53/hour as shown in the ASME Contract (Start). This title change was planned for in the 2020 budget.

I am requesting that the effective date of appointment be January 11, 2019.

RHW

RECEIVED
2019 DEC 12 AM 9:30
TOWN CLERK
GRAND ISLAND, N.Y.

DEPARTMENT OF ENGINEERING
& WATER RESOURCES

ROBERT H. WESTFALL, P.E.
Town Engineer

LYNN M. DINGEY
Asst. Civil Engineer

CHRISTOPHER M. DANN
Assistant Municipal Engineer




THE TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, New York 14072-1710
(716) 773-9600, Ext. 635 Office
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Town Board Agenda: December 16, 2019

December 12, 2019

To: Town Board

From: Robert H. Westfall, P.E. 
Town Engineer

RE: Employee Change of Work Classification
Water Department

Honorable Town Board:

I am hereby requesting the Town Board promote Justin Glose to the position of Laborer in the Water Department at the rate of \$18.24/hour as shown in the ASME Contract (Start). This title change was planned for in the 2020 budget.

I am requesting that the effective date of appointment be January 11, 2019.

RHW

RECEIVED
2019 DEC 12 AM 9:30
TOWN CLERK
GRAND ISLAND, N.Y.

ASSESSOR'S OFFICE

JUDY M. TAFELSKI
Assessor
Ext. 648

JACQUELINE A. MCGINTY
Assistant to Assessor
Ext. 651



THE TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, New York 14072-1710
(716) 773-9600, Office
(716) 773-9618 Fax

MEMO

TO: Town Board

FROM: Judy M. Tafelski, Assessor

DATE: December 6, 2019

RE: Board of Assessment Review
Re-Appointment

RECEIVED
2019 DEC -6 AM 11:52
TOWN CLERK
GRAND ISLAND N.Y.

The Assessors office is requesting the re-appointment of Mr. David Bruno of 2878 East River Rd., Grand Island, NY 14072 to the Board of Assessment Review to the 5 year term which began October 1, 2019.

ACCOUNTING DEPARTMENT

Pamela Barton
Supervising Accountant



TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, NY 14072
(716) 773-9600 ext. 602
Fax: (716) 773-9615

TO: Town Board
FROM: Pam Barton
DATE: 12/10/19
RE: BUDGET AMENDMENT – General Fund – Franchise Fees
Agenda 12/16/19 meeting

The 2019 Budget for Franchise Fees is \$225,000. To date we have received over \$319,000 in Franchise Fee Revenue.

I would like to transfer \$94,000 of the excess Franchise Fee funds received in 2019 from the General Fund to the IT Capital Reserve Fund.

Your approval is requested for two (2) actions as follows:

- **Authorize the transfer of Franchise Fee Revenue funds to the IT Capital Reserve Fund in the amount of \$94,000**
- **Approve the following budget amendment for 2019:**

Increase Revenue:

General Fund-Franchise Fee Revenue	001.0001.1170	\$ 94,000
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Increase Appropriations:

General Fund:		
Transfer to Other Funds-Capital Reserve	001.9901.0903	\$ 94,000

RECEIVED
2019 DEC 10 AM 10:25
TOWN CLERK
GRAND ISLAND, NY

ACCOUNTING DEPARTMENT



TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, NY 14072
(716) 773-9600 ext. 602
Fax: (716) 773-9615

TO: Town Board
FROM: Pam Barton
DATE: 12/10/19
RE: BUDGET AMENDMENT – General Fund – Parks & Playgrounds
Agenda 12/16/19 meeting

There was Town Board authorization to use the purchased materials to build a pavilion at Veteran's Park, and some additional electrical work. The use of \$7,290 of Trust & Agency Parkland Development funds are to be authorized.

Your approval is requested for two (2) actions as follows:

- **Authorize the transfer and use of Trust & Agency Parkland Development Funds, in the amount of \$7,290**
- **Approve the following budget amendment for 2019:**

Increase Revenue:		
General Fund-Misc Revenue	001.0001.2770	\$ 7,290
Increase Appropriations:		
General Fund:		
Parks & Playgrounds-Equip	001.7110.0200	\$ 7,290

Cc: T. Dworak

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2019 DEC 10 AM 10:25
TOWN CLERK
GRAND ISLAND, NY


ACCOUNTING DEPARTMENT

Pamela Barton
Supervising Accountant



TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, NY 14072
(716) 773-9600 ext. 602
Fax: (716) 773-9615

TO: TOWN BOARD
FROM: PAM BARTON 
DATE: 12/11/19
RE: BUDGET TRANSFER
Agenda 12/16/19 meeting

The 2019 Highway Fund salt budget is overbudget. The budget figure is based on averages over five years, and is not sufficient for the winter we have had. Additionally, we need to prepare for the remainder of 2019.

Your approval is requested for the following budget transfer for 2019:

Highway Fund:

Decrease Appropriations	002.5110.0432	\$ 70,000
	002.5130.0200	45,000
Increase Appropriations		
Snow Removal-Maint. Supplies	002.5142.0442	\$ 115,000

CC: R. Crawford

RECEIVED
2019 DEC 12 AM 10:12
TOWN CLERK
GRAND ISLAND, N.Y.

October Auctions International Results

Highway - 2006 Sterling -	\$6000.00
Highway - 2000 Sterling -	\$2075.00
Highway - 2006 Salt Hopper -	\$2850.00
Highway - Diagnostic Lube Skid -	\$1525.00
Highway - Hydraulic Hoses & Crimper -	<u>\$1600.00</u>
	\$14,050.00

002.0002.2665

Building - 2005 - Chevrolet Pickup -	\$2100.00
Building - 2006 - Chevrolet Pickup -	<u>\$2000.00</u>
	\$4100.00

001.0001.2665

~~~~~

18,150.00

## ACCOUNTING DEPARTMENT

Pamela Barton  
Supervising Accountant



## TOWN OF GRAND ISLAND

2255 Baseline Road  
Grand Island, NY 14072  
(716) 773-9600 ext. 602  
Fax: (716) 773-9615

TO: Town Board  
FROM: Pam Barton  
DATE: 12/12/19  
RE: Budget Amendment – 12/164/19 Agenda

The Town of Grand Island (Highway/General Funds) sold various items at auction in November 2019. The check in the amount of \$18,150 was received. The proceeds will be used to offset expenses in the equipment lines in the Highway and Building (Safety Inspection) departments.

### Your approval is requested for the following 2019 Budget amendments:

|                                                    |               |           |
|----------------------------------------------------|---------------|-----------|
| Increase Revenue-Highway Fund<br>Sale of Equipment | 002-0002-2665 | \$ 14,050 |
| Increase Appropriations<br>Machinery - Equipment   | 002-5130-0200 | \$ 14,050 |
| Increase Revenue-General Fund<br>Sale of Equipment | 001-0001-2665 | \$ 4,100  |
| Increase Appropriations<br>Safety Inspection       | 001-3620-0200 | \$ 4,100  |

RECEIVED

2019 DEC 12 AM 10:12

TOWN CLERK  
GRAND ISLAND, NY

TOWN OF GRAND ISLAND  
RENEWAL OF SPECIAL USE PERMIT

Special Use Description: Auto Repair

Zoning Class: CBD

Date Special Use Permit Granted: 12/22/2008

Located at: 2038 Grand Island Blvd

Name of Applicant: Auto Fix of Grand Island LLC

Applicant Address: 2038 Grand Island Blvd Grand Island

Applicant Telephone: 716-773-2621

Name of Owner: Auto Fix of Grand Island LLC

Owner Address: 2038 Grand Island Blvd Grand Island

Owner Telephone: 716-773-2621

Special Use: ( ) Unchanged ( ) Changed as Follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*Derry Mesmer*  
Signature of Applicant

PLEASE MAKE CHECK PAYABLE TO PATRICIA A. FRENTZEL, TOWN CLERK  
(NON-REFUNDABLE RENEWAL FEE \$50.00)

Inspected By: *William Shaw*  
Zoning Officer

Date: *12/4/19*

Comments: *Unchanged*  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Town Board APPROVED / DENIED Date: \_\_\_\_\_

- ( ) Town Board permits renewal without conditions.  
( ) Town Board permits renewal with the following conditions:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

PAID  
TOWN CLERK  
Town of Grand Island  
DEC - 4 2019

*Patricia A. Frentzel*  
*Blantz*  
*ch 15180*  
*\$50*

RECEIVED  
2019 DEC -4 PM 2:33  
TOWN CLERK  
GRAND ISLAND, N.Y.

BUILDING DEPARTMENT

RONALD MILKS  
*Code Enforcement Official*

WILLIAM SHAW  
*Code Enforcement Official*

ROBERT HASSETT  
*Building Safety Inspector*



THE TOWN OF GRAND ISLAND

2255 Baseline Road  
Grand Island, New York 14072-1710  
(716) 773-9600, Office ext. 646  
(716) 773-9618 Fax  
E-mail: [building@grand-island.ny.us](mailto:building@grand-island.ny.us)

TOWN BOARD AGENDA: December 16, 2019

DATE: December 11, 2019  
TO: Town Board  
FROM: Building Department  
RE: Electrical Election

RECEIVED  
2019 DEC 11 AM 11:19  
TOWN CLERK  
GRAND ISLAND, NY

The results of the yearly ballot to elect two members to the Grand Island Electrical Examining Board were received. George Newman of Newman Electric and Albert LeClerc of LeClerc Electric received the most ballots.

They have been contacted and accepted the position for the two year term of 2020 – 2021.

Sincerely,

Ronald Milks  
Code Enforcement Official

RM/lk

Justice Court



The Town of Grand Island

Town Justices:  
SYBIL E. KENNEDY  
MARK J. FRENTZEL  
Court Clerk  
MARIA C. BURNS

2255 BASELINE ROAD  
GRAND ISLAND, NEW YORK 14072  
(716) 773-9600 EXT. 650  
FAX: (716) 775-3527

December 12, 2019

To: Town Supervisor: Nathan McMurray, Deputy Supervisor James Sharpe  
Members of the Town Board

Re: Letter of Resignation: Chief Court Clerk, Maria C. Burns  
Date of Retirement 01/03/2020  
Last date to work 01/02/2020

RECEIVED  
2019 DEC 11 AM 11:19  
TOWN CLERK  
GRAND ISLAND, N.Y.

It is with a very sad and heavy heart that I am submitting my letter of resignation for my position as Chief Court Clerk, however, I will continue my duties as Marriage Officer as I was re-appointed in September 2019 for four years.

Working for the Town of Grand Island and Grand Island Court for the past thirty-two years (32yrs) has been an amazing opportunity and utmost pleasure that I will forever remember and cherish.

I have been so fortunate to have the wonderful Judges that I have served and the Town Boards that have always worked with the Court and myself.

To express in words the joy and dedication throughout the years in the Court is simply undescrivable.

My best wishes to all for your continued success in whatever you choose to do and the greatest thank you from me for always giving me the utmost respect and ability with confidence to do what I have loved for thirty-two years.

Sincerely,

*Maria C. Burns*  
Maria C. Burns  
Chief Court Clerk

MCB/mb





2255 BASELINE ROAD  
GRAND ISLAND, NEW YORK 14072  
(716) 773-9600

FOR TOWN BOARD AGENDA: DECEMBER 16, 2019

**MEMO**

**TO:** Town Board

**FROM:** Planning Board

**DATE:** December 10, 2019

**RE:** LOCAL LAW INTRO #11 OF 2019 - REZONING SBL #36.00-2-8.1  
ALVIN ROAD – B-1/R-1A TO B-1

LOCAL LAW INTRO #12 OF 2019 – REZONING SBL #36.00-2-7  
2356 WHITEHAVEN ROAD – R-1/B-1 TO R-1A

RECEIVED  
2019 DEC 12 AM 9:26  
TOWN CLERK  
GRAND ISLAND, NY

Thomas Guzek, Managing Partner, SolarPark Energy requested that the rezoning request be rescheduled to the January 13<sup>th</sup> Planning Board Meeting.

Comments on this matter were received from David Reilly and Jim Daigler.

Application for the rezoning has been received incomplete. It was moved by Starzynski – Greco to recommend that a corrected application be resubmitted to the Town Board for their consideration.

Roll Call: Ayes – Starzynski, Greco, Bruno, Duchscherer, Lare, Stessing, Worrall  
Noes – None  
Carried

David Bruno  
Chairman

/ae