

TOWN BOARD MEMBERS PRESENT:

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| Steven J. Walters | Supervisor |
| Michael Quinn | Councilman |
| Thomas Best, Jr. | Councilman |

ALSO PRESENT: Catherine A. Rybczynski, Town Clerk
Walter Rooth III, Town Attorney; Mary Dosch, Sr. Account Clerk; Joe Collins, Deputy Town Attorney; Marty Denecke, Director of Youth, Recreation and Senior Services; Drew Reilly, Planning Consultant; Charles Naughton, Human Resource Management and Labor Relations Consultant

Supervisor Walters calls the meeting to order at 6:00 pm

Drew Reilly comments that there is a public hearing this evening on the Cleary rezoning. The other two work items on the agenda are the approval of the PUD amendment and the approval of the Benderson rezoning. He then reviews the Town Engineers report as well as handing out the Hamburg Code Review Committee Agenda Items and the Agenda for the Planning Board meeting of March 16, 2016 as follows:

ARCHITECTURE ENGINEERING PLANNING ENERGY SERVICES CONSTRUCTION MANAGEMENT



MEMO

To: Hamburg Town Board
From: Wendel, Interim Town Engineer
Date: March 14, 2016
RE: Engineering Project Update

The following is an update to the Town Board on Engineering Department projects and activities:

- A. Mt Vernon Sewer District – CIPP Lining**
 - a. United Survey Inc. completed the CIPP lining work of approximately 2,500 linear feet of sanitary sewer pipe. USI will be submitting a formal payment invoice for the work completed. There is approximately 1,900 linear feet of pipe remaining to be lined under the current work order. USI cannot begin this work until multiple spot repairs are completed. The spot repairs are be completed as part of the Lakeshore Road/Mt Vernon Blvd Sewer Replacement project.

- B. Mt Vernon Sewer District - Lakeshore Road/Mt Vernon Blvd Sewer Replacement**
 - a. NCI will be submitting their final design report, design plans and specifications to ECDEP and all necessary agencies for design approval this week. Once NCI receives approval from all agencies the project will go out to bid.

- C. RR Quiet Zone – Phase 2 – Bayview, Pleasant and Lakeview**
 - a. The Design Report has been modified to include the Bayview Road crossing as part of the report and not a separate preferred alternative until a final decision is made on the closing of the Bayview Road crossing.
 - b. The Federal Railroad Administration has requested an onsite field meeting at each location to review the design plans. This meeting is occurring on April 5. Rick Lardo and representatives from Wendel, Erdman Anthony, NSYDOT, and FRA will be attending the meeting.
 - c. Wendel has developed a cost for engineering services and an estimate of the construction cost for the Bayview Road crossing closure alternative and will be presenting to the Town Board at a future meeting.

If you have any questions, do not hesitate to contact Wendel (Drew Reilly or Shawn Dailey).

BUFFALO, NY ROCHESTER, NY MINNEAPOLIS, MN, NEW YORK METRO PHOENIX, AZ RICHMOND, VA WASHINGTON, DC

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Hamburg Code Review Committee
March 16, 2016
AGENDA-Work Items

I. Rezoning Issues

1. 4701 Big Tree Road; request to rezone 42 acres of land from C-1 and R-1 to R-3 for a multi-family development. Gave further input at October, 2015 meeting (applicant needs to decide)
2. Backus- Lakeshore Road: WC to NC
3. 6685 Southwestern – RA zoning wants business; gave direction
4. 5272 South Park (NE corner with Sowles- Sister's facility)
5. South Park Landscaping business (**direction given at last meeting**); **Kurt to report**

II. Code Issues

Outstanding:

1. Conservation Area language- started- possible moratorium; on hold.

Other/Newer issues:

1. Temporary SUP's; eliminate 280-310 B (1) and (2), Barbed wire; section 280-277 A. 2. - PB approval instead of ZBA, Leashing of dogs (remove exemptions- **revision by TC**), Transient merchant's law revision; background check, and E-cigarettes – all ready for adoption process
2. Construction noise/ working on weekend: Input received at previous meeting; Planning and BI to look into; No action being taken
3. Sidewalk maintenance; get copies of Amherst and V. Hamburg laws- specific issue on damaged sidewalks
4. Kurt added: unlimited size attached garages and updates to new sign law (including exception for existing pole signs to be converted to ground signs- no limitation on frontage)- **copy to be discussed**
5. Setback from top of bank along lakefront; **draft to be discussed**
6. Newer: PIP law update; insurance (add to others)
7. Newer: Town Training law update; **Town attorney has latest**

Legal Notice
Town of Hamburg
Meeting – March 16, 2016

The Town of Hamburg Planning Board will meet for a Regular Meeting at 7:00 P.M. on Wednesday, March 16, 2016 in Room 7B of Hamburg Town Hall, 6100 South Park Avenue, to discuss and/or approve the following:

REGULAR MEETING

1. Public Hearing – 7:00 P.M., Clifton Heights Apartments – Requesting Site Plan Approval of a new apartment community on vacant land located at 4819 Southwestern Boulevard
2. Public Hearing – 7:00 P.M., Tracy Tavakoli (4261 Lakeshore Road) – Requesting a Special Use Permit and Site Plan Approval of a bed & breakfast establishment
3. Public Hearing – 7:00 P.M., Public Hearing – 7:00 P.M., Ten Lives Club (3741 Lakeshore Road) – Requesting Site Plan Approval of a new 3,888 sq.ft. pole barn
4. Public Hearing – 7:00 P.M., Aldi's (3750 McKinley Parkway) – Requesting Site Plan Approval of a 2,551 sq.ft. building addition
5. Upstate Cellular Network d/b/a/ Verizon Wireless – Requesting a Tower Special Permit and Site Plan Approval to construct a 75' wireless communications tower at 5820 South Park Avenue
6. Oscar Williams – Requesting a Change in Use and Site Plan Approval of an ice cream store to be located at 4187 Lakeshore Road
7. Lucia's Restaurant (4151 Lakeshore Road) – Requesting Planning Board approval of a revised site plan

Daniel O'Connell, Chairman
William Clark, Secretary
Planning Board

Dated: March 3, 2016

Mr. Reilly then states that there will be a Public Hearing on the Zak Management PUD, where they want to put volleyball courts into existing buildings, at the next Town Board meeting.

Supervisor Walters comments that they have six or seven code revisions for approval. When will this be brought up?

Mr. Reilly responds that the Code Review Committee wants to call for a public hearing at the next Town Board meeting. Mr. Allen wants to add two more items, to be brought up at Code Review, making some changes to the signage law concerning temporary signs, institutional signs and wall signs. The next item concerns the Town turning the power back to the NYSDEC on Coastal Erosion permits and Mr. Allen wants to make sure to add a setback requirement from the top of the bank because that is a zoning issue. Additional issues pertain to definitions for service dogs and training requirements for the Planning and ZBA Boards. They try to do all changes to the Code together because every time they do a code change it is very expensive for the Town.

Marty Denecke, Director of Youth, Recreation and Senior Services, comments that he has a number of items he wrote to the Town Board about ten days ago and he would like to review them and answer any questions. The items are as follows:

1. Received a \$100,000+ DOT Grant for new Senior Vans - Need \$34,000 match from Town

- * Sell advertising to be posted on the vans?
- * Take from current advertising account (Arena)?
- * Supplement from discretionary budget accounts?

2. Fees for unaffiliated youth travel teams requesting use of Town ball diamonds

- * Department and RAB proposing \$25 per game for teams with > 75% resident; \$50 per game for teams with < 75% residents
- * Adult teams?

3. Golf Course Alcohol Policy

- * Department and RAB proposing we permit alcohol on the course as long as it's purchased from the concessionaire

4. Master Plan Wrap Up

- * Public meeting at Hilbert (Swan Hall) on 4/12, 7-9 PM
- * Multi Sport Complex proposals?

5. Conference Request

6. Golf Course, Woodlawn Management hires

8. CSRA Issues

- * Reports from disgruntled parents (financial and program concerns)
- * Release of scheduled supplemental funding

9. Possibility of contracting with LIFE/PACE program as a referral agent for Adult Day Center placements

Councilman Quinn questions, on item #1, if any of the other Towns have van services.

Mr. Denecke responds yes, many of the smaller Towns might have one van and the County offers van service and some other comparable Towns such as Cheektowaga and West Seneca offer van service.

Supervisor Walters questions, on item #2, do other Town's do this?

Mr. Denecke responds that he will do some research and get back to him.

Councilman Best questions if they already get a fee for the use of facilities?

Mr. Denecke responds that they do. It is an hourly fee of \$50.00. However this is different, these are travel leagues. Tournaments are usually on weekends.

Mr. Denecke comments on item #3 stating that he checked with 6 similar golf courses and they do allow alcohol on the golf course.

Supervisor Walters questions if we get a flat fee or percentage from the concessionaire?

Mr. Denecke responds that we get a flat fee.

Councilman Quinn suggests that the Town should look into asking for a percentage in the future.

Mr. Denecke comments on item #9 that he asked the LIFE/PACE Program to get the Town a contract so that our legal department could review it.

Supervisor Walters comments that he received an emergency hire for a new Court Officer. Should they go ahead with a resolution this evening to approve this?

The Town Board discusses the matter and agrees to hire the Court Officer this evening.

1.

On a motion of Supervisor Walters, seconded by Councilman Quinn, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board move into Executive Session at 6:30 pm on legal, personnel and contractual matters.