

**PUBLIC HEARING
Town of Westfield
April 2nd, 2014
Local #1-2014 / Permitting Certain Storage Buildings as Principle Structures**

Supervisor Bills called the public hearing to order at 7:25pm in Eason Hall, 23 Elm Street, Westfield, NY, with the following members and guests present:

Supervisor:	Martha Bills	David Babcock	Claude Abbey
Councilmen:	David Brown	Joel Seachrist	William Bauer
	David Spann	Jim Pacanowski	
	James Herbert	Janet Nass	
	Raymond Schuster	Harold Nass	

Supervisor Bills explained that the Public Hearing was being held to hear all persons in regard to proposed Local Law #1-2014 which would permit certain storage buildings as principle structures on a single parcel. Attorney Seachrist explained the proposed change in detail and answered all questions.

There being no further questions or comments, David Brown moved and David Spann seconded the motion that the public hearing be closed at 7:24pm. This was unanimously approved.

Respectfully submitted,
//original signed//
Timothy C. Smith, Town Clerk

TOWN BOARD MEETING
Town of Westfield
August 6th, 2014

The regular meeting of the Town Board of the Town of Westfield was called to order at 7:30pm in Eason Hall, 23 Elm Street, Westfield, NY, with the following members and guests present:

Supervisor:	Martha Bills	David Babcock	Claude Abbey
Councilmen:	David Brown	Joel Seachrist	William Bauer
	David Spann	Jim Pacanowski	
	James Herbert	Janet Nass	
	Raymond Schuster	Harold Nass	

James Herbert moved and David Spann seconded a motion to waive the reading of the minutes inasmuch as all members received a copy thereof and that the minutes be approved.
 Unanimously carried.

The Town Clerk's report together with a check in the amount of \$5796.15 representing fees for the month of July 2014 was turned over to the Supervisor. State and County agencies received checks totaling \$562.50.

The Supervisor's report is as follows:

<u>Fund</u>	<u>Revenues</u>	<u>Expenditures</u>	<u>Checking Balance</u>	<u>MM Balance</u>
Gen. A	\$489,531.00	\$463,703.00	\$16,068.41	\$700,255.11
Gen B	158,620.00	44,477.00	75.18	169,625.48
Hwy DA	273,709.00	148,043.00	515.84	336,520.25
Hwy DB	95,181.00	257,815.00	37.64	95,128.53
Sewer HO1	23,624.00	18,912.00	-0-	5,114.20
Water HO2	16,262.00	12,203.00	-0-	102,349.33
Wfd. Fire	54,032.00	-0-	-0-	54,584.13
Sherm. Fire	9,236.00	9,229.00	-0-	102.46
Totals:	\$1,120,195.00	\$954,382.00	\$25,450.52	\$1,463,579.49

The Dog Warden's report for July 2014 was received and placed on file.

The Fire Department Report for July 2014 was received and placed on file.

The Historian's report for July 2014 was not received (position vacant).

The Town Court report for July 2014 was received and placed on file.

Highway:

- The Town Highway Superintendent submitted a written report on activities for June 2014 and highlighted blacktopping, fuel usage, and shouldering roads.
- David Brown moved and David Spann seconded a motion to have the Highway Superintendent seek three verbal quotes for a new Road Sander. Unanimously carried.

Code Enforcement:

- The Code Enforcement Officer submitted a written report highlighting that 7 Permits were issued in the Town for July 2014. These included 1 Electrical Service Permit, a Roofing Permit, and 3 building relocations.

Barcelona Harbor: Dredging is ongoing and expected to be completed in mid to late September.

Public Comment: Janet Nass commented on the potential HAZMAT dangers of trains moving through the Town.

Announcements: None

Old Business:

- Supervisor Bills stated that a Pre-Construction Meeting for the Barcelona Water Project is scheduled for 7 August 2014.

New Business:

- James Herbert moved and David Brown seconded a motion to set a Public Hearing for modifying the SUP for a Bed & Breakfast (Roger Hazen) on East Route 5 at 7:25pm on 3 September 2014. This was unanimously carried.
- Martha Bills moved and James Herbert seconded a motion to appoint Jill Fredd as Bookkeeper, Deputy Town Clerk, & Tax Collector. This was unanimously carried.

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- Martha Bills offered the following resolution and moved for its adoption:

Resolution No. 43 of 2014
Negative Declaration Local Law 1-2014
Permitting Certain Storage Buildings as Principle Structures

WHEREAS, the Town of Westfield has proposed Local Law 1 of 2014 to permit certain storage buildings as principle structures, and

WHEREAS, the proposed local law has been subject to environmental review pursuant to Article 8 of the New York State Environmental Conservation Law (State Environmental Quality Review Act), including the preparation and review of a short Environmental Assessment Form, and

WHEREAS, Part 617 of the implementing regulations pertaining to the State Environmental Quality Review Act requires this Board to determine and give notice of the environmental impact of the proposed local law, and

WHEREAS, the Board has determined that the proposed local law will not have a significant environmental impact,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby issues a Notice of Determination of Non-Significance, also known as a Negative Declaration, for the proposed Local Law 1 of 2014.

This was seconded by David Brown. Voting was as follows: Martha Bills, aye; David Brown, aye; Raymond Schuster, aye; David Spann, aye; James Herbert, aye.

- James Herbert offered the following resolution and moved for its adoption:

Resolution No. 44 of 2014
Adoption of Local Law 1-2014
Permitting Certain Storage Buildings as Principle Structures

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Westfield for a public hearing to be held by said Board on August 6th, 2014 at 7:25pm at the North Room of Eason Hall, 23 Elm Street, Westfield, New York to permit certain storage buildings as principle structures, and

WHEREAS, notice of said public hearing was duly published in the *Dunkirk Observer*, and

WHEREAS, said public hearing was duly held on the said time and place all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and

WHEREAS, the Town of Westfield Planning Board developed the proposed law and during a meeting held July 9th, 2014 unanimously recommended Town Board approval of the final draft version, and

WHEREAS, the application was referred to the Chautauqua County Planning Department pursuant to Section 239-m of the General Municipal Law, and it advised by letter dated August 1st, 2014 that the application is a matter of local concern, and

WHEREAS, the Town Board has determined that the adoption of the local law is a Type I action for purposes of the State Environmental Quality Review Act, has prepared a full Environmental Assessment Form, and has duly adopted a Negative Declaration finding that the proposed local law will have no significant adverse environmental impacts, and

WHEREAS, the Town Board, after due deliberation, finds it in the best interest of the Town to adopt said Local Law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Westfield hereby adopts said local law as Local Law 1 of 2014, a copy of which is attached hereto and made a part hereof, and directs the Town Clerk to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Westfield and to give due notice of the adoption of the Local Law to the Secretary of State.

This was seconded by David Spann. Voting was as follows: Martha Bills, aye; David Brown, aye; Raymond Schuster, aye; David Spann, aye; James Herbert, aye.

- Martha Bills offered the following resolution and moved for its adoption:

Resolution No. 45 of 2014
Standard Work Day and Reporting

BE IT RESOLVED, that the Town of Westfield hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
Elected Officials					
Town Clerk	Timothy Smith	6.5	1/1/2012 – 12/31/2015	N	19.80
Town Highway Superintendent	David Babcock	8.0	1/1/2012 – 12/31/2015	N	20.92
Appointed Officials					

This was seconded by Raymond Schuster. Voting was as follows: Martha Bills, aye; David Brown, aye; Raymond Schuster, aye; David Spann, aye; James Herbert, aye.

Warrants dated August 6th, 2014 (voucher #'s 10314 - 10372 in the amount of \$188,865.34 drawn on the following funds: \$23,981.33 General; \$11,500.00 General Part-Town; \$1,344.89 Highway; \$137,203.37 Highway Part-Town; \$20.64 sewer Fund; 1414.14 Shorehaven Water Project; \$534.29 Trust & Agency; \$4,634.18 Welch Building; and \$8,232.50 Barcelona Water Project were presented and audited by the Board members. David Spann moved and David Brown seconded a motion that the Supervisor be directed to draw the necessary checks to cover the warrant as audited. Voting was as follows: Martha Bills, aye; James Herbert, aye; Raymond Schuster, aye; David Brown, aye; David Spann, aye.

At 8:25pm Supervisor Bills moved and David Brown seconded a motion to move to Executive Session to discuss current litigation, acquisition of land, and a particular personnel history. Unanimously carried.

At 9:45pm David brown moved and Raymond Schuster seconded a motion to return to regular session. Unanimously carried.

The next Town Meeting is scheduled for Wednesday, September 3rd, 2014 @ 7:30pm.

There being no further business, at 9:47pm. James Herbert moved and David Brown seconded a motion to adjourn. Unanimously carried.

Respectfully submitted,

//original signed//

Timothy C. Smith, Town Clerk