

July 17, 2017

The Town Board of the Town of Onondaga met at a regular meeting at 5:00 p.m. on Monday, July 17, 2017 at Town Hall, 5020 Ball Road, Syracuse, New York.

Present:	Supervisor	Thomas P. Andino, Jr.
	Councilman	Charles Petrie
	Councilman	Donald Hamilton
	Councilwoman	Suzanne Belle
	Councilwoman	Mary K. Ryan
	Town Clerk	Lisa M. Goodwin
	Town Attorney	Kevin Gilligan
	Town Engineer	William Perrine

1. Discussion – Site Plan Approval – Van Duyn

Mr. Robert Seigart, Schopfer Architects, was present. Mr. Seigart distributed the proposed site plan and elevations to the Town Board regarding renovations and additions to the Van Duyn Nursing Home located at 5075 West Seneca Turnpike in the Town of Onondaga. Mr. Seigart explained to the Town Board that the project itself is on less than an acre of land within the 72 acre site and is well away from any of its boundaries. He stated that the applicant would like to combine the current north and south lobbies into one. There will be a main entrance on the east side and a secondary entrance on the west side. It is a 3500 square foot addition with 2100 square feet of renovations. There will also be changes made to the parking area. It will be extended about 10 feet and will have 33 spaces on the one side. There will be a canopy over the main entrance where the drop-off site is located.

Onondaga County Planning Board (OCPB) had several comments regarding infiltration. These items have been addressed. A letter has been received from Onondaga County Department of Water Environment Protection (WEP). The entire site has a private drywell system in which most of the drywells are piped together in one way or another. This project will include the removal of two of the current wells; however, an additional seven wells will be added. Supervisor Andino indicated that the application has been before the Town Zoning Board of Appeals, the Town Planning Board, and the OCPB. There were no negative comments from any of these boards regarding the project.

The following resolution was offered by Councilman Hamilton, who moved its adoption, seconded by Councilwoman Ryan,

WHEREAS, 5075 West Seneca, LLC, as owners, have applied for site plan approval from this Board, for a project at its facility located at 5075 West Seneca Turnpike in the Town of Onondaga, in a Residential-1 (R-1) zoning district; and

WHEREAS, the applicant's property consists of 71.885 acres, of which .65 acres is involved in this project; and

WHEREAS, the applicant has received special permit approval from the Town's Zoning Board of Appeals on June 6, 2017; and

WHEREAS, the Town Planning Board reviewed this project and indicated no objection to the proposal and further indicated that there were no comments with respect to the West Seneca Turnpike Overlay Zone, due to the project's distance from West Seneca Turnpike; and

WHEREAS, the Onondaga County Planning Board issued a "no position" resolution on June 21, 2017, indicating that the determination regarding site plan may be made by the local board; and

WHEREAS, the Town Zoning Board of Appeals issued a negative declaration for purposes of SEQR at its May 16, 2017 meeting; and

WHEREAS, by letter dated June 15, 2017 from Chris Deitman, the Onondaga County Dept. of Water and Environment Protection (WEP) indicated that it had reviewed this proposed project and determined that it satisfied all offset requirements; and

WHEREAS, the applicant is proposing a 3,469 SF addition to an existing seven story building and a 2,000 SF renovation of existing north and south lobbies at the former Van Duyn Home, to create one lobby; and

WHEREAS, the eastern portion of the property is wooded and overgrown, providing a significant buffer between the adjacent residential lots and the site; additional wooded areas along other boundaries screen it from West Seneca Turnpike and the adjacent hospital and St. Agnes Cemetery; and

WHEREAS, the proposed addition will connect the two wings of the existing seven story building at the ground floor, where the existing drop off and drive through areas are located, plus there will be 2,000 SF of interior renovations; and

WHEREAS, existing parallel parking will be removed and 33 additional perpendicular spaces will be added, resulting in a total of 521 parking spaces; and

WHEREAS, the proposed project is intended to improve the safety and security of residents, visitors and staff at the facility.

NOW, therefore it is hereby

Resolved and Determined, that the project is an unlisted action, that the Town Board and the ZBA are involved agencies, that the action was reviewed on an uncoordinated basis, that the Town Board will serve as lead agency with respect to site plan consideration; and it is further

Resolved and Determined, that this Board hereby ratifies and adopts the SEQR negative declaration rendered by the ZBA at its meeting of May 16, 2017; and it is further

Resolved and Determined, that this negative declaration is further supported by the following findings and reasons: This is a limited duration project and is remote from other properties in the Town; there will be limited construction impacts related to noise, traffic and air quality (dust); that there will be limited traffic impact during construction; that there will be no long-term environmental impacts as a result of this action; there will be minimal drainage impacts and no historic impacts; and it is further

Resolved and Determined, that the Board hereby grants site plan approval for this project, in accordance with the following plans:

- C-1.0 Cover Sheet; dated March 24, 2017, last revised May 5, 2017
- L1.0 Existing Site Plan; dated March 24, 2017, last revised May 5, 2017
- L1.1 Partial Site Demo Plan; dated March 24, 2017, last revised May 5, 2017
- L1.2 Partial Site Plan; dated March 24, 2017, last revised May 5, 2017
- L2.1 Site Details; dated March 24, 2017, last revised June 6, 2017
- A1.0 Overall Floor Plan; dated March 24, 2017, last revised May 5, 2017
- A1.1 Enlarged Floor Plan; dated March 24, 2017, last revised May 5, 2017
- A2.0 Exterior Elevations; dated March 24, 2017, last revised May 5, 2017

The question of the adoption of the foregoing order was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

2. Discussion – Site Plan Approval – Beak & Skiff Rickhouse

Mr. Ed Brennan, Beak & Skiff Apple Farms was present. Mr. Brennan distributed the proposed site plan to the Board. Mr. Brennan explained that the building that is currently there is 3500 square feet. They would like to add an additional 2000 square feet for a rickhouse for barrel storage for bourbon. This addition will be one story, but it's very tall. There will be no plumbing added. The Department of Health has ruled that there is no need to add to the septic system. The plan includes harvesting roof water and moving it to the pond that is on the property. This building will be able to store six hundred barrels. Beak and Skiff will add 200 barrels per year that will age for three years. Mr. Brennan stated that he has received a letter from NYS DOT regarding the driveway. They have approved the upgrade to a commercial drive-way to be done during the construction of the facility.

Supervisor Andino explained that the Board has received a resolution drafted by town counsel. The reviews from the Department of Health, the Department of Transportation and OCPB have been received. These conditions are within the proposed resolution.

The following resolution was offered by Supervisor Andino, who moved its adoption, seconded by Councilman Petrie,

WHEREAS, Beak & Skiff Apple Farms, Inc, as owner, has applied for site plan approval from this Board, for a project at its facility located at 4473 Cherry Valley Turnpike, in the Town of Onondaga, in a Residential- Country (R-C) zoning district; and

WHEREAS, the applicant's property consists of 144.77 acres, of which 11,995 SF are involved in this project; and

WHEREAS, the Onondaga County Dept. of Health, by letter from Jeff Till dated June 6, 2017 indicated that the Dept. has "no objection to this proposal with the arrangements for water supply and sewage disposal", subject to two conditions, as follow:

1. "The sewage disposal facilities must be maintained in a sanitary condition at all times. In the event that the system is found to be inadequate, it must be modified under inspection and approval of this office.
2. Any inside plumbing modifications must be completed under a plumbing permit issued by the Plumbing Control Section of the Department of Water and Environment Protection"; and

WHEREAS, the New York Dept. of Transportation, by letter dated July 11, 2017 signed by Elizabeth Parmley, P.E., advised the applicant that they offered conceptual approval, with minor design changes needed to bring the existing driveway to current minor commercial standards, requesting that the applicant continue to coordinate with NYSDOT as a highway work permit will be required before any construction is undertaken; and

WHEREAS, the Town Engineer has reviewed the project and advised that the applicant should forward a statement from the Dept. of Health with regard to the septic system (see above) and suggesting that the applicant provide the Town with a copy of the State DOT highway work permit when it is issued; and

WHEREAS, the Onondaga County Planning Board, by resolution dated May 31, 2017 opined that the NYS DOT required additional project information from the applicant regarding traffic and drainage data (see above regarding NYSDOT comments); and

WHEREAS, the Town Board issued a negative declaration for purposes of SEQR at its May 1, 2017 meeting; and

WHEREAS, the applicant is proposing to construct a 3,268 SF addition to an existing building, a 1,440 SF patio, with adjustments to sidewalks, driveways and providing 30 parking spaces; and

WHEREAS, the applicant provided an Agricultural Data Statement to the Town indicating that their farm surrounds the project.

NOW, therefore it is hereby

RESOLVED AND DETERMINED, that the Board hereby grants site plan approval for this project, in accordance with the following plans as prepared and approved by Robert Eggleston, Architect:

- Site Plan; dated May 1, 2017, last revised June 13, 2017
- 1 of 6 Elevations; dated May 1, 2017, last revised July 7, 2017
- 2 of 6 Partial Floor Plan; dated May 1, 2017, last revised July 7, 2017
- 3 of 6 Partial Roof and Floor Plan; dated May 1, 2017, last revised July 7, 2017
- 4 of 6 Building Sections A & B; dated May 1, 2017, last revised July 7, 2017
- 5 of 6 Building Sections C & D & E; dated May 1, 2017, last revised July 7, 2017
- 6 of 6 Building Sections F & G ; dated May 1, 2017, last revised July 7, 2017

AND, it is further

RESOLVED, that this approval is expressly conditioned upon the following:

1. The sewage disposal facilities must be maintained in a sanitary condition at all times. In the event that the system is found to be inadequate, it must be modified under inspection and approval of the Onondaga County Department of Health.
2. Any inside plumbing modifications must be completed under a plumbing permit issued by the Plumbing Control Section of the Dept. of Water & Environment (WEP) of Onondaga County.
3. The owner/applicant must provide to the Town of Onondaga Codes Enforcement Officer, a copy of the NYSDOT highway work permit when it is issued.
4. A NYSDOT highway work permit must be issued before any construction is undertaken in the road right-of-way with respect to the project.

The question of the adoption of the foregoing order was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

The following resolution was offered by Councilwoman Ryan, who moved its adoption, seconded by Councilwoman Belle,

RESOLVED, that the Board authorize the issuance of the required building permits for the construction of a rickhouse on the property located at 4473 Cherry Valley Turnpike in the Town of Onondaga in accordance with the plans presented and approved.

The question of the adoption of the foregoing order was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

3. Discussion – Cedarvale Ridge, Section D Subdivision Closeout

Town Engineer, Mr. Bill Perrine stated that from an engineering stand point, Section D of the Cedarvale Ridge is ready to be closed out. Town Attorney, Mr. Kevin Gilligan stated that he has not received all of the documents that he needs and asked that Section D be held until the next Town Board meeting. Supervisor Andino and the Town Board agreed that the closeout of Section D will be placed on the agenda for the Town Board meeting to be held August 7, 2017.

4. Discussion – Cedarvale Ridge, Section E-A Subdivision Closeout

Mr. Perrine and Mr. Gilligan stated that Section E-A of the Cedarvale Ridge Subdivision is ready to be closed out. Mr. Perrine explained that typically the developer enters into a one-year warranty period at a certain point. This was not done with this section of the subdivision, but enough time has passed and everything is in order. He asked the Town Board to consider waiving this one-year warranty period.

The following resolution was made by Supervisor Andino and was seconded by Councilman Hamilton:

WHEREAS, **Paul M. Fowler**, President of **Cedarvale Development Corp.**, (hereinafter "Developer") has executed, pursuant to Highway Law Section 171, a "Dedication of Land and Release of Damages" form proposing to dedicate to the Town of Onondaga (hereinafter "Town") a certain parcel of land for street or highway purposes and releasing the Town from all damages by reason of the laying out and opening of said street or highway, said parcel of land being described in Schedule "A"; and

WHEREAS, said Developer also executed and delivered to the Town a warranty deed dated September 20, 2011, conveying said parcel of land to the Town; and

WHEREAS, said Developer also executed and delivered to the Town:

An Alternate Highway, Sewer and Drainage Construction and Maintenance Agreement dated September 27, 2011; and

Security in proper form and amount as required by said Agreement including a cash deposit for engineering inspection and monuments; and

WHEREAS, the Developer provided to the Town easements for drainage and utility purposes as required by the approved plan, together with a current abstract of title and title insurance in an amount acceptable to the Town Board; and

WHEREAS, the Highway Superintendent of the Town has made, executed and delivered to the Town Board an order laying out such street or highway; and

WHEREAS, the Town Board, by resolution authorized the Supervisor of the Town to execute and enter into an agreement with the Developer for the construction and maintenance of highway, sewer and drainage facilities within such development; and

WHEREAS, the land described in the aforementioned warranty deed has been improved as streets or highways, in accordance with standards and specifications for a town highway within this Town, and in conformance with applicable regulations and requirements and provisions of state law pertinent thereto; and

WHEREAS, the Developer has requested that the street or highway be named as follows: **Chickadee Circle** (0.11 miles); and

WHEREAS, the Town Board has reviewed and considered all of the aforementioned documents and have found them to be in proper order and the Town Board having further found that it is in the public interest to accept dedication of said street or highway.

NOW, THEREFORE, it is

RESOLVED, that the Town Board, on the behalf of the Town, does hereby consent to the order of the Highway Superintendent laying out the said street or highway and does hereby accept the dedication of the said street or highway as set forth in Schedule "A"; and it is further

RESOLVED, that the names of said street shall be as previously noted herein; and it is further

RESOLVED, that the Town Clerk be and hereby is authorized and directed to file and record in her office the aforementioned "Dedication of Land and Release of Damages" dated September 20, 2011 and executed by Paul M. Fowler as President of **Cedarvale Development Corp.**, the written consent of the Town Board and the order of the Highway Superintendent laying out said street or highway; and it is further

RESOLVED, that the Developer be and hereby is released from further obligation under the Alternate Highway, Sewer and Drainage Construction and Maintenance Agreement dated September 27, 2011, unless otherwise stated therein (for continuing obligations), and that any remaining securities be released to the Developer; and it is further

RESOLVED, that all authorizations and approvals herein granted be and are expressly conditioned upon the Developer providing to the Town good and quiet title to all street or highway and easements, receipt of a duly executed affidavit of no liens, and the payment of all outstanding fees and disbursements, including title document and insurance costs, due to the Town resulting from this development; and it is further

RESOLVED, that this approval is contingent upon receipt of filing of the Maintenance, Covenant Easement Agreement with the Onondaga County Clerk's Office.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

SCHEDULE "A"

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Onondaga, County of Onondaga and State of New York, being part of Farm Lot No. 138 in said Town and being more particularly described as the roads within Cedarvale Ridge Section E-A, Phase 1, according to a map of said tract made by D.W. Hannig, L.S., P.C. and filed in the Onondaga County Clerk's Office June 26, 2012 as Map No. 11559 and bounded and described as follows:

Description of Chickadee Circle, Cedarvale Ridge, Section E-A, Town of Onondaga, Onondaga County, New York:

BEGINNING AT A POINT, said point being the southwest corner of Chickadee Circle, Sec. D, Cedarvale Ridge.

THENCE South 70° 22' 15" East for a distance of 60.00 feet to a point;

THENCE South 19° 37' 45" West for a distance of 10.00 feet to a point of curve;

THENCE along a curve to the right having a radius of 180.00 feet and an arc length of 251.35 feet, being subtended by a chord of South 59° 37' 59" West for a distance of 231.42 feet to a point of tangent;

THENCE South 80° 21' 46" East for a distance of 273.46 feet to a point of curve;

THENCE along a curve to the right having a radius of 205.00 feet and an arc length of 90.00 feet, being subtended by a chord of North 67° 47' 08" West for a distance of 89.28 feet to a point;

THENCE North 34° 47' 29" East for a distance of 60.00 feet to a point;

THENCE along a curve to the left having a radius of 145.00 feet and an arc length of 63.66 feet, being subtended by a chord of South 6° 47' 08" East for a distance of 63.15 feet to a point of tangent;

THENCE South 80° 21' 46" East for a distance of 273.46 feet to a point of curve;

THENCE along a curve to the left having a radius of 120.00 feet and an arc length of 167.56 feet, being subtended by a chord of North 59° 37' 59" East for a distance of 154.28 feet to a point of tangent;

THENCE North 19° 37' 45" East for a distance of 10.00 feet TO THE POINT AND PLACE OF BEGINNING.

TOGETHER WITH a temporary hammerhead easement, Cedarvale Ridge, Sec. E-A, Town of Onondaga, Onondaga County, New York:

BEGINNING AT A POINT, said point being the northwest corner of Lot 35, Sec. E-A, Cedarvale Ridge at southwest corner of Chickadee Circle.

Thence South 34° 47' 29" West for a distance of 17.50 feet to a point;
Thence North 55° 12' 31" West for a distance of 44.00 feet to a point;
Thence North 34° 47' 29" East for a distance of 95.00 feet to a point;
Thence South 55° 12' 31" East for a distance of 44.00 feet to a point;
Thence South 34° 47' 29" West for a distance of 77.50 feet to the point and place of beginning.

5. Highway Superintendent's Report

Town Highway Superintendent, Mr. John Wheatley was present. Mr. Wheatley reported that over the past few weeks with heavy rainfall, some flat flooding was experienced. Culvert pipes and shoulders have been washed out. In between the rainstorms, repairs are being done and the road work is continuing. Mr. Wheatley also reported that some of the trees on county roads have been marked with orange paint and flags. These are ash trees and are marked for removal by the county. The Highway Department will continue to pick up brush on a regular schedule. It's been very heavy this year, but it's getting done.

6. Parks & Recreation Report

Director of Parks and Recreation, Ms. Edean Casey was present. Ms. Casey presented the Board with a payroll addition and asked for their approval.

The following resolution was made by Supervisor Andino, who moved its adoption, and was seconded by Councilwoman Belle:

RESOLVED, that the Board approve the addition of Jake Puglisi to the Parks and Recreations Department at the budgeted salary.

The question of the adoption of the foregoing resolution was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

7. Codes Officer's Report

Codes Officer, Mr. Ben Vincent was present. Mr. Vincent reported that he has received a request from Onondaga Central Schools for a road closure for their annual homecoming parade.

The following resolution was made by Councilwoman Ryan, who moved its adoption, and was seconded by Councilman Petrie:

RESOLVED, that the Board approve the closure of Route 80 from its intersection with Makyes Road to its intersection with Tanner Road on Saturday, September 30, 2017 from 12:00 noon to 12:30 p.m. for the annual Onondaga Central School Homecoming parade with the alternate route from Tanner Road to Cedarvale Road and back to Route 80. Traffic control will be provided by the Onondaga County Sheriff's Department.

The question of the adoption of the foregoing resolution was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

Mr. Vincent also reported that he has received a request from the Onondaga County Water Authority (OCWA) for the installation of two fire hydrants for the Haillinan Meadow Subdivision. The developer will be responsible for the cost of the installation, and the annual fees will be charged to the district. One hydrant will be placed in the cul-de-sac on November Lane and the other on Hallinan Drive.

The following resolution was made by Supervisor Andino, who moved its adoption, and was seconded by Councilman Hamilton:

RESOLVED, that the Town Board approve the installation of two (2) fire hydrants in the Hallinan Meadow Subdivision in accordance with the recommendation of the Onondaga County Water Authority.

The question of the adoption of the foregoing resolution was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

Mr. Vincent also reported that he has received another request from OCWA for the installation of one fire hydrant in Paladin Park, Phase 1. There is a requirement to bore under East Seneca Turnpike to do this. The installation of the hydrant will be the responsibility of the developer, and the annual maintenance fees will be charged to the district.

The following resolution was made by Councilman Petrie, who moved its adoption, and was seconded by Councilwoman Ryan:

RESOLVED, that the Town Board approve the installation of one (1) fire hydrant in the Paladin Park, Phase 1 Subdivision in accordance with the recommendation of the Onondaga County Water Authority.

The question of the adoption of the foregoing resolution was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

The following resolution was made by Supervisor Andino, who moved its adoption, and was seconded by Councilwoman Belle:

RESOLVED, that the Town Board appoint Benjamin Vincent, Codes Enforcement Officer to replace Jordan Davie on the CNY Storm Water Coalition as the Town of Onondaga Representative.

The question of the adoption of the foregoing resolution was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

8. Schedule Public Hearing – Local Law E-2017 – Arterial & Collector Overlay District

Supervisor Andino introduced the proposed public hearing and local law by explaining that this local law will amend Section 285-31c of the Town Code with respect to setback requirements. Current setbacks for collector and arterial streets are 140 feet and 110 feet. This local law will affect only the arterial and collector streets and will refer the setback requirement to the district that it lies within plus an additional fifteen feet.

Supervisor Andino introduced proposed Local Law No. E-2017, amending Chapter 285 of the Code of the Town of Onondaga titled “Zoning”, which was seconded by Councilwoman Belle:

WHEREAS, the Town Board has considered the adoption of said Local Law, has considered the criteria contained in 6 N.Y.C.R.R. Part 617.7 and has compared the impacts which may be reasonably expected to result from the adoption of said Local Law against said criteria;

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Onondaga, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed enactment of said Local Law, with the result that the Town Board shall act as lead agency in this matter; and it is further

RESOLVED AND DETERMINED, that the enactment of said Local Law is a Type I action for purposes of environmental review under SEQR; and it is further

RESOLVED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. E-2017 at the Town Hall located at 5020 Ball Road in the Town on August 7, 2017 at 6:00 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

The question of the adoption of the foregoing resolution was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

**TOWN OF ONONDAGA
PROPOSED LOCAL LAW NO. E OF 2017
A LOCAL LAW TO AMEND CHAPTER 285
TITLED "ZONING" OF THE CODE
OF THE TOWN OF ONONDAGA**

Be it enacted by the Town Board of the Town of Onondaga as follows:

SECTION 1. So that Section 285-31-C of the Code of the Town of Onondaga shall be amended, to read in its entirety, as follows:

"C. Setback requirements. For any arterial and collector streets, roads and highways, an additional setback requirement equal to fifteen (15) feet shall apply, as measured from the street, road or highway right of way line, above and beyond any setback requirement of the specific underlying zoning district involved."

SECTION 2. EFFECTIVE DATE.

This Local Law shall be effective upon filing with the office of the Secretary of State.

9. Public Hearing – Local Law C-2017 Amendment to Chapter 285 Zoning Code – Solar Power and Energy Systems

Supervisor Andino introduced the public hearing. He explained that the proposed local law is regarding free-standing solar panels. In particular, solar farms will require a minimum of fifteen acres and are only permitted within the Light Industrial (LI) Districts. Supervisor Andino placed on file the Notice of Posting and Proof of Publication regarding the public hearing. Supervisor Andino declared the public hearing open.

Mr. Gary Mastroeni was present. Mr. Mastroeni read aloud for the Board several amendments and recommendations that he has for the Board's consideration. Mr. Mastroeni's comments have been placed on file with the Town Clerk and copies will be shared with the Town Board and the Town Attorney.

Ms. Rosalind Wiltse was present. Ms. Wiltse asked the Town Board who was on the committee that prepared the legislation. Supervisor Andino stated that the committee consisted of a member from the Town Board (Charlie Petrie), a member from the Planning Board (David Baker), a member from the Zoning Board (Mitch Carmody), and the former Director of Planning and Development (Jordan Davie). The Supervisor stated that the members of the committee met several times as a committee and then they met with counsel to draft the legislation. Ms. Wiltse asked what qualifies these individuals. Supervisor Andino stated that they are members of the various boards within the town. Supervisor Andino stated that they did not go outside of the town and hire someone. The meetings held by the committee are not required to be published. He also stated that there are no applications currently on file or pending at the present time.

Mr. Christopher Carrick, Energy Program Manager for the CNY Regional Planning and Development Board, was present. Mr. Carrick explained that he has looked at probably over two dozen of these local laws. He commended the Town Board and stated that this one that is being presented is one of the better ones. Mr. Carrick shared his concerns about the proposed legislation and offered his recommendations. Mr. Carrick stated that he will put his comments in writing and will submit them to the Town Clerk to be shared with the Town Board and Town Counsel.

Ms. Jennifer Locke was present. Ms. Locke asked the Town Board where the Light Industrial Districts are. Supervisor Andino explained that there is an area on Smoral Road and an area on Rock Cut Road and Route 481 that are districted as Light Industrial. The Supervisor stated that there are no applications at this time; however, there have been solar panel companies that have indicated an interest to explore with residents.

Supervisor Andino thanked those in attendance for their comments and written submissions. There was no one else present to speak in favor of or in opposition to the proposed local law. Supervisor Andino stated that he would like to keep the public comment period open until Friday, August 18, 2017.

He asked that people continue to submit their comments and recommendations to the Supervisor's Office or the Town Clerk's Office. The Town Board would like to take a closer look at the recommendations it receives.

10. Attorney's Report

Town Attorney, Mr. Kevin Gilligan was present. Mr. Gilligan reported that he has received notice from Mr. John Langey indicating that he has reached a settlement on the DeFelice tax assessment matter. Mr. Gilligan would like to enter into Executive Session to discuss this with the Town Board following the Board meeting.

11. Engineer's Report

Town Engineer, Mr. Bill Perrine was present. Mr. Perrine reported that Habitat for Humanity has contracted with JK Tobin to install the sewer lateral to the house located at 100 West Roswell Avenue in the Town of Onondaga. Mr. Perrine recommends that he be on site to witness the connection when it takes place.

Mr. Perrine also reported that everything is complete regarding the Whedon Road Sanitary Sewer Project. He stated that he has issued a letter of completion dated November 3, 2016, and a one year maintenance bond. Mr. Perrine stated that North Country did a great job. They were very good to work with and hopefully they will work together again on future projects.

The following resolution was made by Councilman Hamilton, who moved its adoption, and was seconded by Councilwoman Ryan,

RESOLVED, that the Board authorize the Supervisor to sign on behalf of the Town of Onondaga, the final payment documents for the Whedon Road Sanitary Sewer Project.

The question of the adoption of the foregoing resolution was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

12. Committee Reports

The following resolution was made by Councilman Hamilton, who moved its adoption, and was seconded by Councilwoman Ryan,

RESOLVED, that the Town Board authorize the addition of Sean McCormick to the membership of the South Onondaga Fire Department.

The question of the adoption of the foregoing resolution was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

Councilwoman Ryan reported that she and Councilman Petrie attended the talk at the Onondaga Free Library given by Lt. Jon Anderson about policing the Erie Canal. It was very enlightening, enjoyable and entertaining. She suggests that if anyone ever has an opportunity to see him speak, they should attend. Councilman Petrie agreed.

Supervisor Andino reported that the Town Hall parking lot was repaved over the Fourth of July weekend. The Town Offices were closed Monday and Tuesday so it worked out well. The work was done pursuant to a grant from the NYS Senate and Senator DeFrancisco. The Town received \$100,000 of grant money. After paving and striping the Town Hall parking lot, there is still a balance of money available. The remainder will be used for the parking lot at the Senior Center. Supervisor Andino thanked Senator DeFrancisco for his help in obtaining these grant funds for the Town.

The Supervisor stated that he has also received a letter from Senator DeFrancisco's office indicating that the Town is eligible for another SAM Grant for the removal and replacement of all of the rooftop HVAC units. There are seven (7) of them in total. There is a requirement from the Town that they

will be responsible to pay the difference between the cost of the project and the amount of the grant received.

The following resolution was made by Councilman Hamilton, who moved its adoption, and was seconded by Councilwoman Ryan,

WHEREAS, the Town of Onondaga has received notice that through a State and Municipal Facilities (SAM) Grant, the Town is eligible to receive monies for the removal and replacement of the seven (7) rooftop heating, ventilation and air conditioning (HVAC) units at Town Hall; be it

RESOLVED, that the Town Board of the Town of Onondaga is committed to pay the remaining balance due for the removal and replacement of the HVAC units after the monies received from the SAM Grant are expended.

The question of the adoption of the foregoing resolution was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

Supervisor Andino reported that the Typist I in the Codes Office has submitted her resignation. She will be leaving that office on Friday, July 21, 2017. Ms. Joanie Jaworski has agreed to come back for a couple of days per week while this position is being filled.

The following resolution was made by Councilman Hamilton, who moved its adoption, seconded by Councilwoman Belle,

RESOLVED, that the Town Board approve the appointment of Dorothea (Joanie) Jaworski to the Typist I position in the Codes Office on a temporary, part-time basis.

The question of the adoption of the foregoing resolution was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

Due to the Fourth of July holiday, the following accounts were audited and approved for payment on June 29, 2017:

- All General Fund Accounts on Abstract 13, numbers 620 through 661 inclusive, totaling \$35,941.93.
- All Highway Fund Accounts, Abstract No. 13, numbers 234 through 249 inclusive, totaling \$43,929.17.
- All Parks Accounts on Abstract No. 13, numbers 103 through 128 inclusive, totaling \$5,086.25.
- All Sewers Accounts on Abstract No. 13, numbers 69 through 75 inclusive, totaling \$438.23.
- All Consolidated Drainage Accounts, Abstract 11, numbers 40 through 44 inclusive, totaling \$273.76.
- All Trust and Agency Accounts on Abstract No. 7, number 36 inclusive, totaling \$2,383.53.

The following accounts were audited and approved for payment on this date July 17, 2017:

- All General Fund Accounts on Abstract 14, numbers 662 through 733 inclusive, totaling \$59,609.62.
- All Highway Fund Accounts, Abstract No. 14, numbers 250 through 273 inclusive, totaling \$36,244.41.
- All Parks Accounts on Abstract No. 14, numbers 129 through 153 inclusive, totaling \$15,117.87.
- All Sewers Accounts on Abstract No. 14, numbers 76 through 78 inclusive, totaling \$284.16.
- All Consolidated Drainage Accounts, Abstract 12, numbers 45 through 49 inclusive, totaling \$3,712.80.
- All Consolidated Lighting Accounts on Abstract No. 7, number 7 inclusive, totaling \$19,378.28.
- All Water Accounts on Abstract No. 4, number 6 inclusive, totaling \$64.00.
- All Capital Accounts on Abstract No. 12, numbers 33 through 36 inclusive, totaling \$63,659.14.

13. Meeting Minute Approval – June 19, 2017

The following resolution was offered by Supervisor Andino, who moved its adoption, seconded by Councilwoman Belle,

RESOLVED, that the meeting minutes of the June 19, 2017 Town Board meeting be accepted as prepared by the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

The following resolution was offered by Supervisor Andino, who moved its adoption, seconded by Councilman Petrie,

RESOLVED, that the Town Board move into Executive Session to discuss a tax certiorari settlement.

The question of the adoption of the foregoing resolution was duly put to a vote and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

The Town Board of the Town of Onondaga adjourned to meet in Executive Session to discuss a litigation matter regarding a settlement with counsel at 6:42 p.m. on Monday, July 17, 2017. The Town Board returned from Executive Session at 7:10 p.m. The following actions were taken:

The following resolution was offered by Supervisor Andino, who moved its adoption, seconded by Councilwoman Belle,

RESOLVED, that regarding the DiFelice tax certiorari, the Town Board approves settlement within the authority previously authorized and in accordance with written proposal as prepared by John Langey, Esq., Costello, Cooney & Fearon.

The question of the adoption of the foregoing resolution was duly put to a vote and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

The following resolution was offered by Councilman Petrie, who moved its adoption, seconded by Councilman Hamilton,

RESOLVED, that there being no further business to come before the Town Board, the Executive Session and Town Board Meeting be adjourned.

The question of the adoption of the foregoing resolution was duly put to a vote, and the vote was as follows:

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

Executive Session and Town Board Meeting adjourned at 7:12 p.m.

Lisa M. Goodwin, Town Clerk