

November 9, 2022
Town of Erin Public Hearing

Supervisor Schmidt called the Public Hearing on the Town of Erin's 2023 Preliminary Budget to order on this date at 6:30 PM. She then asked the Clerk to call the roll.

MEMBERS PRESENT: William VanRiper, Jr., Randy Evans, Daniel Delorme, Michael Shutts, Dawn Schmidt.

PUBLIC PRESENT: Robert Romine-Clear Path, Neil Vesek, Jen Bau, Stacy Stevens, Paul Hughson, Kevin Hughson, Greg Hering, Sean Reardon, Wes Rockwell, Skip Snyder, Wendi Westervelt, Glenda Peet.

PUBLIC PRESENT ON ZOOM: Karin Patzke.

Supervisor Schmidt welcomed everyone and the workshop began.

Legal Notice is as follows:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT the Town of Erin will hold a public hearing regarding the 2023 Preliminary Budget at the Town Hall 1138 Breesport Road, Erin, NY at 6:30 P.M on the 9th day of November 2022 and that at such hearing all interested persons have an opportunity to provide written or oral comments on the 2023 Preliminary Town Budget Appropriations.

NOTICE IS FURTHER HEREBY GIVEN THAT the Preliminary Budget of the Town of Erin for the fiscal year beginning January 1, 2023 has been completed and filed in the office of the Town Clerk at 1138 Breesport Road, Erin, NY where it is available for public inspection during regular office hours: Monday, Tuesday, Wednesday 1:00 P.M to 6:00 P.M and Friday 8:00 A.M to 12:00 P.M except holidays.

Pursuant to Section 108 of the Town Law, the proposed salaries of the following elected Town officers are hereby specified as follows:

Supervisor	\$ 8,009.00
Deputy Supervisor	\$ 1,639.00
Councilpersons (4)	\$ 5,995.00
Town Clerk	\$20,379.00
Town Justice	\$ 5,245.00

The Town of Erin's regular monthly Board Meeting to immediately follow the Public Hearing.

Town of Erin is inviting you to a scheduled Zoom meeting.

Topic: Town of Erin Public Hearing & Board Meeting

Time: Nov 9, 2022 06:30 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://us06web.zoom.us/j/86869881617?pwd=eVBiZ3BITWdNOVU2ZDZWNHdXZDgvUT09>

Meeting ID: 868 6988 1617

Passcode: f4gSx1

One tap mobile

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+16465588656,,86869881617#,,,,*470863# US (New York)

Dial by your location

- +1 646 931 3860 US
- +1 646 558 8656 US (New York)
- +1 309 205 3325 US
- +1 312 626 6799 US (Chicago)
- +1 301 715 8592 US (Washington DC)
- +1 720 707 2699 US (Denver)
- +1 253 215 8782 US (Tacoma)
- +1 346 248 7799 US (Houston)
- +1 360 209 5623 US
- +1 386 347 5053 US
- +1 564 217 2000 US
- +1 669 444 9171 US
- +1 719 359 4580 US

Meeting ID: 868 6988 1617

Passcode: 470863

Find your local number: <https://us06web.zoom.us/j/86869881617>

By the order of the Town Board of the Town of Erin

Supervisor Schmidt read through some of the assumptions of the 2023 budget: New budget/accounting company with Statements Accounting, 3% salary increase to the Highway Department and Town Clerk, 9% increase in insurances, utility expense increase, and an adjustment to retirement and worker's comp. The increase will keep the Town well below the 2% tax cap.

With no comment from the public, a motion was made by Supervisor Schmidt to close the Public Hearing on the Town of Erin's 2023 Preliminary Budget at 6:34 PM.

November 9, 2022
Town of Erin Board Meeting

Supervisor Schmidt called the regular meeting of the Erin Town Board to order on this date at 6:34 PM. She then asked the Clerk to call the roll.

MEMBERS PRESENT: William VanRiper, Jr., Randy Evans, Daniel Delorme, Michael Shutts, Dawn Schmidt.

PUBLIC PRESENT: Robert Romine-Clear Path, Neil Vesek, Jen Bau, Stacy Stevens, Paul Hughson, Kevin Hughson, Greg Hering, Sean Reardon, Wes Rockwell, Skip Snyder, Wendi Westervelt, Glenda Peet.

PUBLIC PRESENT ON ZOOM: Karin Patzke.

Supervisor Schmidt welcomed everyone and the Pledge of Allegiance was recited.

A motion was made by D. Delorme and seconded by W. VanRiper, Jr. to pay the audited bills as they appear on the General Fund Abstract 11, #169-186, totaling \$12,401.41; and the Highway Fund Abstract 11, #155-169, totaling \$34,436.10; and the Street Lighting Fund Abstract 11, #179, totaling \$261.76.

Motion Carried: Ayes: W. VanRiper, Jr., R. Evans, D. Delorme, M. Shutts, D. Schmidt. Nays: None.

A motion was made by M. Shutts and seconded by D. Delorme to dispense with the reading of the minutes from the regular Board Meeting on October 12, 2022 and approve the minutes.

Motion Carried: Ayes: W. VanRiper, Jr., R. Evans, D. Delorme, M. Shutts, D. Schmidt. Nays: None.

COMMUNICATIONS

- The Erin Free Rabies Clinic on September 29, 2022 served 115 animals- 72 dogs and 43 cats.

CHANGES TO AGENDA

- Due to the interest in the solar projects, hearing of the public associated with solar will be moved to after Motions and Resolutions.

AGENDA FOR THE TOWN OF ERIN BOARD MEETING NOVEMBER 9, 2022;

1. RESOLUTION 32-2022 TO ADOPT 2023 BUDGET
2. RESOLUTION 33-2022 LEAD AGENCY DESIGNATION AND NEGATIVE DECLARATION OF ENVIRONMENTAL SIGNIFICANCE DECLARATION
3. RESOLUTION 34-2022 SUBDIVISION

RESOLUTION 32-2022 RESOLUTION TO ADOPT 2023 BUDGET

Resolution By: W. VanRiper, Jr.

Seconded By: D. Delorme

BE IT RESOLVED that the Town Board of the Town of Erin hereby adopts the 2023 budget as presented today, November 9, 2022 by the Bookkeepers.

Motion Carried: Ayes: W. VanRiper, Jr., R. Evans, D. Delorme, M. Shutts, D. Schmidt. Nays: None.

RESOLUTION 33-2022 LEAD AGENCY DESIGNATION AND NEGATIVE DECLARATION OF ENVIRONMENTAL SIGNIFICANCE DECLARATION

Resolution By: M. Shutts

Seconded By: W. VanRiper, Jr.

WHEREAS, the proposed subdivision of an approximately 25-acre lot between Glenda Peet and Stephanie Lawson 1751 Swartwood Hill Road and Wedilyn Westervelt 1729 Swartwood Hill Road, currently owned by Phillip and Arlene Tyskewicz and

WHEREAS, the proposed subdivision requires a Special Use Permit from the Erin Town Board and is a Type 2 action pursuant to the New York State Environmental Quality Review Act ("SEQRA"), 6 NYCRR Part 617, and

WHEREAS, a full Environmental Assessment Form, Part 1 was submitted by the applicant, along with application materials, and

WHEREAS, in accordance with Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law, and

WHEREAS, the Town of Erin Planning Board held a preliminary SEQRA Review on October 6, 2022 at 6:35 at the Erin Town Hall, and

WHEREAS, there are no plans to develop this property the Planning Board has determined there will be no environmental impact or traffic increase with the subdivision of said property, and
WHEREAS, the Erin Town Board as Lead Agency, reviewed the Planning Boards finding and has determined that the proposed action will not have a significant effect on the environment.
NOW THEREFORE BE IT RESOLVED, that the Erin Town Board adopts the findings and conclusions relating to probable environmental effects contained within the attached EAF and Negative Declaration and authorizes the Responsible Officer of the Town Board of the Town of Erin is hereby authorized and directed to take such further steps as might be necessary to discharge the Lead Agency's responsibilities on this action. 617.7 State Environmental Quality Review (SEQR) Negative Declaration Notice of Determination of Non-Significance.
Motion Carried: Ayes: W. VanRiper, Jr., R. Evans, D. Delorme, M. Shutts, D. Schmidt. Nays: None.

RESOLUTION 34-2022 SUBDIVISION

Resolution By: D. Schmidt

Seconded By: D. Delorme

WHEREAS, the proposed subdivision requires a Special Use Permit from the Erin Town Board and
WHEREAS, Glenda Peet, Stephanie Lawson 1751 Swartwood Hill Road and Wedilyn Westervelt 1729 Swartwood Hill Road, currently owned by Phillip and Arlene Tyskewicz proposed to subdivide an approximately 25-acre lot between them, giving each approximately a 12-acre lot, and
WHEREAS, there are no plans to develop said lots be it
RESOLVED THAT, the proposed subdivision be approved/denied.
Motion Carried: Ayes: W. VanRiper, Jr., R. Evans, D. Delorme, M. Shutts, D. Schmidt. Nays: None.

Planning Board Chair-Deda Cedar- The Planning Board reviewed the moratorium and sent it to the County. It should be on their November agenda. She received letters from some of the Town residents. Sean Reardon, Engineer for Clear Path and helps with SEQR review explained what is planned and what is being planned, topography issues, roadways, issues with the moratorium, the difference in various projects, panel size, distance between rows, and grid space.
Robert Romine, developer for Clear Path, their focus is to develop community-based projects. A letter of recommendation was provided from the Town of Tully. Talked on replacing transformers, capacity, replacing lines, significant upgrades to the grid.
Sean Reardon used a map and spoke on the Hughson solar project's fencing, panel size, spacing, panels that are static verses ones that move with the sun. Offered to generate any view of the project in order to see what the line of sight would be. Approximately 54 acres of land will be fenced in for about 10 acres of solar panels.
Greg Hering from Clear Path said they do have investors for these projects but they have not yet talked with DEC regarding water runoff. New York has strict storm water standards and permits are required. Storm water runoff is one of the hardest parts of the projects another is making the driveways.
Robert Romine spoke on life usage of solar panels being 25-45 years, decommission plan, restoring land to original use. A debate ensued regarding tax revenue for the Town, IDA, PILOT, and host agreements.
Jen Bau-Talked to multiple solar companies in the past. After two years of working with an attorney Clear Path approached them with a clear plan with their neighbors and views in mind. Jennifer and her husband went to seminars on solar, took their time and it is a well thought out project. She doesn't want the moratorium to affect this project and lose this company. Clear Path constructs the projects

themselves. It is a way for people that do own these big farms to take a tiny bit of land and make a profit out of it and leave the rest agricultural.

Supervisor Schmidt would like more input on those that do not want the projects. Would like to figure out a balance for the Town residents and innovation; to keep it rural and move forward at the same time.

Deputy Supervisor Delorme would like to see photos of completed projects.

Supervisor Schmidt informed Clear Path that the Town Board will not be the lead agency on this project. There needs to be a thorough process. Clear Path offered to pay for an attorney to run the whole SEQR process or a consultant to look over the project. The Town has questions and drainage concerns. There needs to be a happy medium; give and take on both sides. The Town cannot take on the burden for a private project. Part of the caution is people's view.

Clear Path offered to help with drafting a moratorium. More information is needed before moving forward. The Board will hold a Special Meeting and talk about concerns and ask questions. Have an exchange, a back and forth with pros and cons and come to a balance.

7:44 PM Councilman Randy Evans had to leave the meeting.

Stacy Stevens- Has 81 acres on Laurel Hill Road and would like to subdivide it into three parcels. Code Enforcement Office, John McCracken explained the process of a special use permit and the history of the property rule.

With no further comments closed this portion of the meeting.

COMMITTEE REPORTS

Town Attorney- No report.

Planning Board-Deda Cedar- She signed up for training on Zoning Board of Appeals at the Town of Horseheads on 11/16. Many towns are having issues with Boards and there is talk of shared services with ZBA. The Laviola subdivision was tabled until May. She spoke with the County planner and he will help in any way on the solar issues. Park Station needs to be protected; it is an asset to the Town and County.

Parks, Recreation, and Senior Committee-Deda Cedar- The Mobile Food Pantry served 153 people. The Christmas party will be 12/11 at 4:00 at the Fire Station. The Halloween party had about 60 kids. Sewing classes are going well. They will be applying for a grant that needs to be accepted by the Town on the silo project that is being headed by Donna Vergason. The Senior Group are planning their Christmas luncheon at Erin Fire Station on 12/7 at noon. They do not want any by-laws. There were 14 people at the October meeting and 21 at the November meeting.

Code Enforcement-John McCracken- He looked into the software and it is based off population. He is waiting for a clear number.

Highway Superintendent-Steve Tyler- Since the last meeting they have been ditching, installing pipes, patching potholes, trimming trees and working on equipment; getting ready for winter. They have also been hauling in antiskid. The ditch on Farr's property has been cleaned out. Planning on taking the Hometown Hero flags down and putting the holiday flags up.

Buildings & Grounds- Supervisor Schmidt asked for comments on the heating system- Councilman VanRiper, Jr. has concerns with the returns being in the conference room and the noise level, the units being outside and on stands. Would like to see them in the boiler room and pull fresh air from the boiler room wall that is already there and use standard equipment with an HRA unit to accommodate the fresh air act.

Chemung County Representative-Mark Margeson- Not at meeting. Mark Margeson won the election along with Joseph Donovan who is taking over Brian Hyland's half of our district.

Supervisor-Dawn Schmidt- Received a \$500.00 check from Comp Alliance due to zero insurance claims. Contract with Engie, a utility company, needs to be renewed by the end of December and she recommends doing that.

A motion was made by D. Delorme and seconded by M. Shutts to renew the energy contract with Engie that expires at the end of December.

Motion Carried: Ayes: W. VanRiper, Jr., D. Delorme, M. Shutts, D. Schmidt. Nays: None.

Communications on energy savings for homeowners that she will have the Town Clerk put out for residents. Suggested donating to Wreaths Across America, \$15.00/wreath, or purchasing holiday wreaths for the Town cemeteries. The Board decided to put wreaths on the Town cemeteries and Supervisor Schmidt will look into purchasing them.

OLD BUSINESS

Deputy Supervisor Delorme would like to thank Kyle Wieder for getting the quote and getting the new phone systems installed.

A motion was made by D. Delorme and seconded by W. VanRiper, Jr to accept Stacy Stevens subdivision paperwork for Laurel Hill Road, tax map #32.00-1-44.1 and pass it to the Planning Board.

Motion Carried: Ayes: W. VanRiper, Jr., D. Delorme, M. Shutts, D. Schmidt. Nays: None.

HEARING OF THE PUBLIC

Harold Spencer- Breesport Road- Offered to purchase the wreaths for the cemeteries.

With no further comments from the public Supervisor Schmidt closed this portion of the meeting.

A motion was made by W. VanRiper, Jr. and seconded by M. Shutts to adjourn the meeting at 8:06 PM.

Motion Carried: Ayes: W. VanRiper, Jr., D. Delorme, M. Shutts, D. Schmidt. Nays: None.