

JULY 10, 2024
Town of Erin Board Meeting

Supervisor Schmidt called the regular meeting of the Erin Town Board to order on this date at 6:35 PM. She then asked the Clerk to call the roll.

MEMBERS PRESENT: William VanRiper, Jr., Randy Evans, Alan Hughson, Michael Shutts, Dawn Schmidt.

PUBLIC PRESENT: Gary Ratchford, Joe Frega, Mark Margeson, Ryan Wieder, Nick Difasi.

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

A motion was made by M. Shutts and seconded by W. VanRiper, Jr. to pay the audited bills as they appear on the General Fund Abstract 7, #86-103 totaling \$6,415.39; and the Highway Find Abstract 7, #104-113 totaling \$30,645.44; and the Street Lighting Fund Abstract 7, #97, totaling \$328.02.

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

A motion was made by D. Schmidt and seconded by W. VanRiper, Jr. to dispense with the reading of the minutes from the regular Board meeting on May 8, 2024 and approve the minutes.

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

COMMUNICATIONS

- Chemung County's Fall Household Hazardous Waste Collection event will be Saturday, October 12, 2024 for Chemung County residents only (no businesses). Pre-registration is required by calling Cornell Cooperative Extension at 607-734-4453, Wednesday, September 18th – Wednesday, October 9th from 9:00 am to noon and 1:00-4:00 pm. No electronics will be accepted.

AGENDA FOR THE TOWN OF ERIN BOARD MEETING JULY 10, 2024;

1. RESOLUTION 29-2024 LEAD AGENCY DESIGNATION AND NEGATIVE DECLARATION OF ENVIRONMENTAL SIGNIFICANCE DECLARATION FOR BRIAN AND KELLI BUCHHOLZ
2. RESOLUTION 30-2024 AUTHORIZING ERIN TOWN COURT TO APPLY FOR JCAP GRANT

RESOLUTION 29-2024

Lead Agency Designation and Negative Declaration of Environmental Significance Declaration for Brian and Kelli Buchholz

Resolution By: A. Hughson

Seconded By: M. Shutts

WHEREAS; The proposed action involves an application from Brian and Kelli Buchholz To subdivide property located at 498 Marsh Road, Erin NY (Map Parcel No.62.00.1-15-1),; and,

WHEREAS; The Town of Erin Planning Board conducted a preliminary SEQR review on June 24, 2024 and finds there will be little to no impact on said property, and is a Type II action pursuant to the New York State Environmental Quality Review Act ("SEQRA"), 6 NYCRR Part 617, and

Whereas; The Erin Town Board has reviewed the Town of Erin Planning Boards findings;

Be it Resolved that; the Erin Town Board adopts these findings and conclusions

relating to probable environmental effects contained within the attached EAF and Negative Declaration is issued.

Be it further resolved; the Erin Town Board authorizes the Responsible Officer of the Town of Erin to take such further steps as might be necessary to discharge the Lead Agency's responsibilities on this action.

Town Board approved pending Chemung County Planning Board approval.
Motion Carried: Ayes: W. VanRiper, Jr., R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.

RESOLUTION 30-2024

RESOLUTION AUTHORIZING ERIN TOWN COURT TO APPLY FOR JCAP GRANT

Resolution By: W. VanRiper, Jr.

Seconded By: R. Evans

BE IT RESOLVED that the Board of the Town of Erin authorizes the Erin Town Court to apply for a JCAP grant in the 2024-25 grant cycle up to \$30,000.

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

Plans for the Court Room need to be approved by the Town Board prior to starting project.

COMMITTEE REPORTS

Town Attorney- No report.

Planning Board-Deda Cedar- Jennifer Jones put in for a special use permit that is incomplete. She would like a camp on her property. Deda asked if there was a limit to the number of seasonal camps that are allowed on a property. Questions were asked about water and sewage for these camps. They will discuss further when the paperwork is correct. The Planning Board is recommending the Buchholz's special use permit to subdivide property on Marsh road to put in a mobile home. Supervisor Schmidt encourages the Board to look over the special use permit paperwork.

Parks, Recreation and Senior Committee-Deda Cedar- The movie night had about 20 kids. They are planning another one for 8/9. There is a craft fair on 10/12. Joe Frega spoke about plans for the walking trail at the park and would like to use marking paint to indicate where the trail would be. It will be ½ mile track. The Board gave their approval for the trail to be mapped out. Wood Fest went well with a good turnout all days. Waiting for the report back from Melody (Shutts) who kept track of all the expenses.

Gary Ratchford reported on the Senior Committee- There was a meeting today that was rescheduled from the 1st Wednesday of the month due to the 4th of July. There were 20 people in attendance. There is a bus trip to the Pow Wow on 7/20. The bus is full. They are being given \$25.00 in free play and they are stopping at Perkins for dinner on the way home. The combined picnic with Van Etten is at Park Station with a dish to pass on 8/15. Van Etten will supply the hot dogs. The Historical Society is putting on a Community Days this Saturday from 10-5. There will be a parade at 11:00, dunk tank, jail, games, activities, and vendors. The Senior's voted to take a trip to take a train ride out of Milford.

Code Enforcement-John McCracken- Introduced Ryan Wieder and Nick Difasi who applied for a special permit for a business on Jackson Creek Road.

Nick Difasi- They are seeking an occupancy permit for 967 Jackson Creek Road for an adult use indoor cultivator license. Existing building, 9-5 hours, no additional traffic, not open to the public (wholesale), already New York State licensed. Ryan Wieder owns the property. It is up to a maximum of 5,000 square feet. They are looking to develop 1,200 square feet or so.

RESOLUTION 31-2024

RESOLUTION TO ACCEPT IN A SPECIAL USE PERMIT FOR GOOD ROOTS, LLC

Resolution By: D. Schmidt

Seconded By: M. Shutts

BE IT RESOLVED that Board of the Town of Erin accepts in the special use permit for wholesale cultivation for Good Roots, LLC.

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

From here it will go to the Planning Board. Their next meeting will be 7/22. Encouraged to attend in order to answer any questions. Copies of their paperwork were given to Deda.

John McCracken- In regards to the campers, the Town needs to decide what they want to do with all the campsites. They appear to be permanent. They are considered a seasonal campsite that does require a special use permit. They will be cited. They are all on properties with existing houses. There are health issues involved. He is still citing junk cars. By law, he has to try three times to get in touch with them and then he will mail a notice. He met with the Town Attorney in regards to the solar law. The Board needs to answer a couple questions for more clarification.

Highway Superintendent-Steve Tyler- They have been grading roads and putting down dust control, cleaning up leaves and trees from drain pipes. The equipment trailer is rusted and will not pass NYS inspection. Soil and Water has a used trailer for sale for \$10,000. There is enough money in the equipment budget to cover the cost.

Buildings & Grounds- Councilman VanRiper, Jr.- The front vestibule is finished with just a couple questions regarding the threshold. Asked if Steve could put some blacktop around the drop off and have it slope down for the time being until further plans are made. He has also talked to Judge Wieder about plans for the court room.

County Representatives- Mark Margeson- Sales tax is down significantly by about \$1.5-\$2 million. The County Executive indicated that he would raise county taxes. Mark said to hang onto the trailer to see what funds might be available. Asked if the Jack and Jill competition judges for the Wood Fest was an additional expense. Deda clarified that the NYS Lumber Jack Association arranges all of that and they get a total bill from them. They supply the judging. Mark recommends that next year, ask for \$10,000 and a report needs to be given to show the numbers. The report needs to show tourism and since they received funding there is a report that needs to be completed after the event to show where the money was spent. The Wood Fest is advertised all over the world. The sales tax share will not change. There is a meeting in Southport for the sewer tax issue to explain to people. The legislature is the process of having budget meetings with the county executives starting on Monday. In the County there are 140 budgeted positions funded with benefits that have never been filled. This will be discussed.

Supervisor- Dawn Schmidt- The Sheriff Department sent reports for May and June. For May there were 23 incident reports, 4 uniform traffic tickets, 4 traffic stops, 3 traffic accident, 2 misdemeanor arrests, and 1 DWI arrest. For June there were 33 incident reports, 5 uniform traffic tickets, and 5 traffic stops. Comp Alliance sent a \$1,700.00 check for minimizing workplace accidents and keeping employees safe. Chemung County 4-H asked for another donation this year.

A motion was made by A. Hughson and seconded W. VanRiper, Jr. to donate \$200.00 to the Chemung County 4-H group.

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

Harold Spencer and Mark Margeson also made an additional \$150.00 to add to the donation. The Chemung County annual report is in and will be circulated. Only one copy was received. Soil and Water Conservation has asked for the Town's annual contribution. Supervisor Schmidt is unsure where the numbers came from. It will be given to Mark Margeson to figure out. It is based on population, but it doesn't make sense. Would like to know where the other Towns are first. The Board would like to table this until Mark gets back to them.

HEARING OF THE PUBLIC

Joe Frega- 6 Church St- Looked into the stop sign at Rodburn and Church. The State referred him to Cornell and if the road is owned by the Town, the Town Board determines the traffic usage and devices placed on the road. The stop sign is on Church and Rodburn instead of on Rodburn and Church-facing the wrong direction. Steve will look into this. He also inquired if the 35 mph sign on Marsh could be replaced because there is no reflective material on it. Due to Marsh being a County road, Mark Margeson will reach out about the sign.

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 7:34 PM. Motion Carried: Ayes: W. VanRiper, Jr., R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.