

September 11, 2024
Town of Erin Board Meeting

Council Member Shutts called the regular meeting of the Erin Town Board to order on this date at 6:30 PM. He then asked the Clerk to call the roll.

MEMBERS PRESENT: William VanRiper, Jr., Alan Hughson, Michael Shutts.

MEMBERS EXCUSED: Randy Evans, Dawn Schmidt.

PUBLIC PRESENT: Dave & Jen Edwards, Brian Buchholz, Mark Margeson, Gary Ratchford, Harold Spencer.

Council Member Shutts welcomed everyone and the Pledge of Allegiance was recited.

A motion was made by A. Hughson and seconded by W. VanRiper, Jr. to pay the audited bills as they appear on the General Fund Abstract 9, #118-134 totaling \$7,564.75; and the Street Lighting Abstract 9, #129 totaling \$291.45; and the Highway Fund Abstract 9, #131-144, totaling \$18,391.52.

Motion Carried: Ayes: W. VanRiper, Jr., A. Hughson, M. Shutts. Nays: None.

A motion was made by A. Hughson and seconded by W. VanRiper, Jr. to dispense with the reading of the minutes from the regular Board meeting on July 10, 2024 and approve the minutes.

Motion Carried: Ayes: W. VanRiper, Jr., A. Hughson, M. Shutts. Nays: None.

COMMUNICATIONS

- The Sheriff Department sent reports for August. There were 52 incident reports, 9 uniform traffic tickets, 12 traffic stops, 2 traffic accident, and 2 misdemeanor arrests.
- The Clerk spoke with the Association of Towns regarding the stop sign on Church Street and Rodburn. The Town Board would need to pass a local law or ordinance, pursuant to section 1660 of the Vehicle and Traffic Law. A traffic study would also need to be done for the purpose of traffic flow and safety.
- An email was received from a resident on South Greenbush road requesting a posted speed limit on the road. The request would need to go through the Department of Transportation to establish a speed at which vehicles may proceed on that road. A resolution would need to be passed in order to proceed.

AGENDA FOR THE TOWN OF ERIN BOARD MEETING, SEPTEMBER 11, 2024;

1. RESOLUTION 32-2024 APPROVING BRIAN AND KELLI BUCHHOLZ SPECIAL PERMIT
2. RESOLUTION 33-2024 LEAD AGENCY DESIGNATION AND NEGATIVE DECLARATION OF ENVIRONMENTAL SIGNIFICANCE DECLARATION FOR RYAN WIEDER
3. RESOLUTION 34-2024 APPROVING RYAN WIEDER SPECIAL PERMIT
4. RESOLUTION 35-2024 THEODORE AND ONOLEA HERFORTH SPECIAL PERMIT TO PASS ON TO PLANNING BOARD
5. RESOLUTION 36-2024 TO SET THE 2025 BUDGET WORKSHOP FOR OCTOBER 9, 2024 AT 5:30 PM.
6. RESOLUTION 37-2024 TO SET THE PUBLIC HEARING 2025 BUDGET FOR NOVEMBER 13, 2024 AT 5:30 PM.

RESOLUTION 32-2024

RESOLUTION APPROVING BRIAN AND KELLI BUCHHOLZ SPECIAL PERMIT

Resolution by: W. VanRiper, Jr.

Seconded by: A. Hughson

WHEREAS; Brian and Kelli Buchholz have applied for a Special Permit to subdivide property located 498 Marsh Road, Erin NY (Map Parcel No.62.00.1-15-1); and

WHEREAS; The Town of Erin Planning Board reviewed The Special Permit Application on June 24, 2024 and found that there will be very little change to the character of the neighborhood, and does fit within current Town of Erin Zoning Codes and the Town of Erin Comprehensive Plan; and

WHEREAS; On July 25, 2024 said application was brought before the Chemung County Planning Board; and

WHEREAS; The county planning board determined that there is no significant county wide impact and left it to local determination;

Be it Resolved that; The Erin Town Planning Board recommends that the Erin Town Board approves Brian and Kelli Buchholz Special Permit for a subdivision.

Motion Carried: Ayes: W. VanRiper, Jr., A. Hughson, M. Shutts. Nays: None.

RESOLUTION 33-2024

Lead Agency Designation and Negative Declaration of Environmental Significance Declaration for Ryan Weider

Resolution by: W. VanRiper, Jr.

Seconded by: A. Hughson

WHEREAS; The proposed action involves an application from special permit request from Ryan Weider, 967 Jackson Creek Road, Cayuta NY 14824, Tax Map Parcel No 31.00-1-17.111, for a wholesale cultivation business at said location; and

WHEREAS; The Town of Erin Planning Board conducted a preliminary SEQR review on August 12, 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.

Motion Carried: Ayes: W. VanRiper, Jr., A. Hughson, M. Shutts. Nays: None.

RESOLUTION 34-2024

RESOLUTION APPROVING RYAN WIEDER SPECIAL PERMIT

Resolution By: A. Hughson

Seconded By: W. VanRiper, Jr.

WHEREAS; Special Permit request from Ryan Weider, 967 Jackson Creek Road, Cayuta NY 14824, Tax Map Parcel No 31.00-1-17.111, for a wholesale cultivation business at said location; and

WHEREAS; The Town of Erin Planning Board reviewed The Special Permit Application on August 12, 2024 and found that there will be very little change to the character of the neighborhood, and does fit within current Town of Erin Zoning Codes and the Town of Erin Comprehensive Plan; and

WHEREAS; s not within 500 feet of, a Municipal boundary, a state or county park or recreation area, a state or county road, a county-owned stream or drainage channel, state or county land on which public building is located, or an agricultural district;

Be it resolved that; a referral to the County planning board under GML § 239-m is not necessary;

Be it Further Resolved that; The Erin Town Planning Board recommends that the Erin Town Board approves The Special Permit request from Ryan Weider, 967 Jackson Creek Road, Cayuta NY 14824.

Motion Carried: Ayes: W. VanRiper, Jr., A. Hughson, M. Shutts. Nays: None.

RESOLUTION 35-2024

RESOLUTION THEODORE AND ONOLEA HERFORTH SPECIAL PERMIT TO PASS ON TO PLANNING BOARD

Resolution By: W. VanRiper, Jr.

Seconded By: A. Hughson

Whereas; Joshua C. Navone, Esq on behalf of Theodore and Onolea Herforth has requested a special permit to Subdivide a portion of property located at Tax Map No 61-0-1-1 which is currently a 113.30 total acre parcel; and

Whereas; the intention is to sell a portion of said property consisting of 8.085 acres to a neighbor whose property runs contiguous to Tax Map No 61-0-1-1;

Be it Resolved that; this project shall be turned over to the planning board for review and preliminary SEQR.

Motion Carried: Ayes: W. VanRiper, Jr., A. Hughson, M. Shutts. Nays: None.

RESOLUTION 36-2024

RESOLUTION TO SET THE 2025 BUDGET WORKSHOP FOR OCTOBER 9, 2024 AT 5:30 PM.

Resolved By: W. VanRiper, Jr.

Seconded By: A. Hughson

BE IT RESOLVED that the 2025 Budget Workshop be set for Wednesday, October 9, 2024 at 5:30 PM, Erin Town Hall, 1138 Breesport Road, Erin. The Town Board meeting will start immediately following.

Motion Carried: Ayes: W. VanRiper, Jr., A. Hughson, M. Shutts. Nays: None.

RESOLUTION 37-2024

RESOLUTION TO SET THE PUBLIC HEARING 2025 BUDGET FOR NOVEMBER 13, 2024 AT 5:30 PM.

Resolution by: A. Hughson

Seconded by: W. VanRiper, Jr.

BE IT RESOLVED that the 2025 Budget Public Hearing be set for Wednesday, November 13, 2024 at 5:30 PM, Erin Town Hall, 1138 Breesport Road, Erin. The Town Board meeting will start immediately following.

Motion Carried: Ayes: W. VanRiper, Jr., A. Hughson, M. Shutts. Nays: None.

RESOLUTION 38-2024

RESOLUTION SUPPORTING REQUEST TO ESTABLISH A SPEED LIMIT ON SOUTH GREENBUSH ROAD

Resolution By: W. VanRiper, Jr.

Seconded By: A. Hughson

BE IT RESOLVED, that the Town Board of the Town of Erin hereby requests the Department of Transportation, pursuant to Section 1622.1 of the Vehicle and Traffic Law, to establish a speed at which vehicles may proceed on South Greenbush Road.

Motion Carried: Ayes: W. VanRiper, Jr., A. Hughson, M. Shutts. Nays: None.

RESOLUTION 39-2024

RESOLUTION SUPPORTING REQUEST TO CHANGE THE STOP SIGN ON CHURCH STREET AND RODBURN

Resolution By: W. VanRiper, Jr.

Seconded By: A. Hughson

BE IT RESOLVED, that the Town Board of the Town of Erin hereby requests the Department of Transportation, pursuant to Section 1660 of the Vehicle and Traffic Law, to determine where the stop sign should be placed on Church Road and Rodburn.

Motion Carried: Ayes: W. VanRiper, Jr., A. Hughson, M. Shutts. Nays: None.

COMMITTEE REPORTS

Town Attorney- No report

Planning Board-Deda Cedar- They are discussing proposed changes regarding special permits with some code changes as well. The Planning Board committee will bring back ideas for their next meeting.

Parks, Recreation and Senior Committee-Deda Cedar- There is a craft fair 10/12, senior group will have a dance 10/26 @ 1:00 pm, and the Town of Erin Halloween party is 10/26 @ 6:00 pm for all ages. All events will be held at the fire station. The Mobile Food Panty served 183 clients.

Senior report-Gary Ratchford- There were 30 people at the last meeting. There is a senior trip for a train ride in Cooperstown on 9/21. It is sold out. The picnic with Van Etten senior group at Park Station had 30 people attend.

Code Enforcement-John McCracken- Marc Christmas presented information on a subdivision on the corner of Marsh Road and Palmer. Requesting a special permit to subdivide a total of 60 acres into 5 and 10 acre lots. There is existing town road frontage.

RESOLUTION 40-2024

RESOLUTION MARC CHRISTMAS SPECIAL PERMIT TO PASS ON TO PLANNING BOARD

Resolution By: W. VanRiper, Jr.

Seconded By: A. Hughson

Whereas; Marc Christmas has requested a special permit to subdivide property located at the corner of Marsh Road and Palmer Road, which is currently a 60 total acre parcel; and

Whereas; the intention is to sell 8 lot subdivisions consisting of 5 and 10 acre lots;

Be it Resolved that; this project shall be turned over to the planning board for review and preliminary SEQR.

Motion Carried: Ayes: W. VanRiper, Jr., A. Hughson, M. Shutts. Nays: None.

Highway Superintendent-Steve Tyler- Since the last meeting they have been grading roads, installing pipes, cutting brush along roads and trimming trees. They put down two (2) coats of stone and

oil on Red Chalk Road. They put down 800 tons of gravel on South Greenbush Road and two (2) coats of oil and stone. They are currently putting gravel on Langdon Hill Road in preparation for oil and stone. This was all with help from the Towns of Horseheads, Veteran, Baldwin and Caitlin.

County Representatives- Mark Margeson- It was announced that Siemens, Brite Line and Southern Tier Logistics will build a 300,000 square foot manufacturing facility at the Holding Point. Siemens will be building it along with Southern Tier Logistics to build Brite Line trains. The first high speed line of trains in the United States. They will be traveling at 220 MPH. The first leg will be between LA and Las Vegas. It will be finished the end of 2027-beginning of 2028 with 300 proposed new jobs. A lot will be union-based jobs. The County has been working on the budget. Does not believe there is going to be any change in sales tax revenue. County started a commission to study the homeless problem in the City of Elmira.

Supervisor- No report

Old Business-Council Member VanRiper, Jr. asked about the special permit for the seasonal campsites on South Greenbush Road. The application was incomplete and Deda messaged the applicant and has not heard back from her yet. There are between 15-20 campers there now.

HEARING OF THE PUBLIC

Harold Spencer-1620 Breesport Road-Would like to know what to do with all the scrap from Wood Fest. Someone pulled it from the hedgerow and put it in the field. He can burn some of it, but not the big pine logs. The Board suggested for Harold to burn what he can and Council Member Hughson has a ravine that the rest can be disposed in.

Gary Ratchford-1614 Breesport Road- The Erin Historical Society would like to get a flush toilet for the museum. They put a well in and would like to bury a plastic septic tank that can be pumped out. He was informed that that has to go through the Chemung County Health Department. If it is approved from the County, then they can move forward. John McCracken will look further into the matter.

With no further comments from the public Council Member Shutts closed this portion of the meeting.

A motion was made by W. VanRiper, Jr. and seconded by A. Hughson to adjourn the meeting at 7:19 PM. Motion Carried: Ayes: W. VanRiper, Jr., A. Hughson, M. Shutts. Nays: None.