

## **PUBLIC HEARING PROPOSED MASTER PLAN**

The Public Hearing scheduled by the Town Board, Town of Palmyra, and the Village Board, Village of Palmyra, to be held at the Palmyra Fire hall, Palmyra, to consider the proposed Master Plan for the Town and Village of Palmyra, was called to order at 7PM by Village Mayor Peter Wilson.

The reading of the legal notice was waived and duly voted upon by both the Town and Village Boards. There were 8 people present at this public hearing in addition to the board members and the clerks.

Steve Cleason, Engineer and Chairman of the Master Plan Committee, was present to give some background information regarding the Master Plan.

Town Supervisor David C. Lyon asked for any comments or questions regarding the proposed master plan.

Gary Bishop - Was not aware of this and would like to see a copy of this master plan. He is in the process of purchasing a "downtown" property. Bob Grier, Code Enforcement Officer will see that he gets a copy.

Supervisor Lyon asked for any more comments. Ann Guest, Village Trustee, asked about the over-hanging sign on Market Street and said that the Mormons had inquired about the same thing for the Grandin Building. Where does this take our sign usage? Steve Cleason said that the next step will be our zoning laws and that is a separate issue.

Supervisor Lyon again asked for any comments or questions. There being none, both he and Mayor Wilson declared this public hearing closed at 7:30 PM.

## **REGULAR TOWN BOARD BUSINESS MEETING**

The business meeting of the Town Board, Town of Palmyra was called to order by Town Supervisor David C. Lyon at 7:30 PM.

Upon roll call, the following Town Board members were present:

Town Supervisor - David C. Lyon  
Town Board Members - David Nussbaumer  
Michael Lambrix  
James Welch

(Lynne Green was absent)

#### AGENDA ITEMS

1. Declare Negative Declaration for Master Plan

David Nussbaumer, on behalf of the Town Board, declared a negative declaration for the Master Plan for the Town and Village of Palmyra.

Seconded by: Michael Lambrix Carried: Unanimously

2. Vote to accept the Master Plan - Subject of Public Hearing

David Nussbaumer moved to accept the Master Plan for the Town and Village of Palmyra with changes discussed previously to be incorporated in final printing.

Seconded by: Michael Lambrix Carried: Unanimously

3. Rezoning Project

a) Declare the Town Board lead agency

Michael Lambrix moved to declare the Town Board, Town of Palmyra, lead agency for the rezoning project now underway; known as Local Law #1 of 1998 entitled "A Local Law amending the zoning map of the Town of Palmyra to create an Industrial District".

Seconded by: James Welch Carried: Unanimously

b) Resolution to publish change in Town of Palmyra zoning map

The following resolution was moved by Michael Lambrix:

BE IT RESOLVED THAT Local Law #1 of 1998 entitled "A Local Law amending the zoning map of the Town of Palmyra to create an Industrial District" be and is hereby introduced before the Town Board of the Town of Palmyra in the County of Wayne and State of New York, and

BE IT FURTHER RESOLVED, that the Proposed Industrial Zone in the Town of Palmyra shall be described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Palmyra, County of Wayne and State of New

York, bounded and described as follows:

COMMENCING at the intersection of New York Route 21 with the south town line of the Town of Palmyra (north town line of the Town of Manchester); thence 1) westerly along the south town line of the Town of Palmyra to the southwest corner of tax map parcel no. 32110-00-609864 (now or formerly one Verstringhe); thence 2) northerly along the west line of tax map parcel no. 32110-00-609864, tax map parcel no. 32110-00-623900, tax map parcel no. 32110-00-599933 and tax map parcel no. 32110-00-596955 to the northwest corner of tax map parcel no. 32110-00-600998 (now or formerly one Kommer); thence 3) easterly along the north line of tax map parcel no. 32110-00-600998 to the centerline of New York State Route 21; thence 4) northerly along the centerline of New York State Route 21 to a point opposite the north line of tax map parcel no. 32111-00-670040 (now or formerly Leno); thence 5) easterly along the north line of tax map parcel no. 32111-00-670040 to its northeast corner; thence 6) northerly and easterly along the west and northerly boundaries of tax map parcel no. 32111-00-785940 (now or formerly of one Mertz) to the northeast corner of tax map parcel no. 32111-00-785904; thence 7) southerly along the east line of tax map parcel no. 32111-00-785904 to its intersection with the north line of the Town of Palmyra; thence 8) westerly along the north line of the Town of Palmyra to its intersection with the centerline of New York State Route 21, the point and place of beginning.

BE IT FURTHER RESOLVED, that the Town Board hold a public hearing on said proposed Local Law at the Town Office, 201 East Main Street in the Town of Palmyra, New York at 7:45 o'clock PM on February 12, 1998, and

BE IT FURTHER RESOLVED that the Town Clerk publish or cause to be published a public notice in the official newspaper of the town of said

public hearing at least five (5) days prior thereto.

Seconded by: David Nussbaumer Carried: Unanimously

4. Economic Development Corporation (\$8,748.40)

The following resolution was moved by David

Nussbaumer:

WHEREAS, the Town of Palmyra has a reserve for Economic Development in the amount of \$8,748.40, and

WHEREAS, an industry has expressed interest in locating in Palmyra, and

WHEREAS, the location of an industry in the Town of Palmyra would provide jobs and increase the tax base, and

WHEREAS, the Town of Palmyra desires to use the funds in reserve for Economic Development to explore and finance the necessary application and engineering fees, to obtain grants and determine feasibility of assisting the industry to locate in the Town of Palmyra.

NOW THEREFORE BE IT RESOLVED, that the Reserve Fund for Economic Development be transferred to the Part Town account to provide some of the funds needed to determine the feasibility and obtain the grants necessary for encouraging industry in the Town of Palmyra, and

BE IT FURTHER RESOLVED, that the expenditure of these funds are subject to a permissive referendum pursuant to Article 7 of the Town Law, and

BE IT FURTHER RESOLVED, that a copy of this resolution be published in the the official newspaper of the Town of Palmyra.

Seconded by: Michael Lambrix Carried: Unanimously

5. Receipt of map, plan and report from MRB  
Group RE: proposed CWD Extension #3

Michael Lambrix moved to accept the map, plan and

report from MRB Group regarding the proposed Central Water District Extension #3.

Seconded by: David Nussbaumer Carried: Unanimously

6. Set Public Hearing date for Central Water District Extension #3

James Welch moved to set February 12, 1998 at 8:00 PM as the date for a public hearing to consider the proposed Extension #3 to the Central Water District and for said hearing to be held at the Town Office, 201 East Main Street, Palmyra.

Seconded by: Michael Lambrix Carried: Unanimously

7. Town Court Contract

To be discussed a bit later with the Village Board.

David Nussbaumer moved to take a five minute adjournment.

Seconded by: Michael Lambrix Carried: Unanimously

This joint meeting of the Town and Village Boards was called back to order by both Supervisor Lyon and Mayor Wilson.

A discussion of the village justice position followed. Elaine Hartnagel stated that as a village taxpayer she does not like this project and does not want to give away the money the police department earns in fines.

Ann Guest, Village Trustee, thinks that the percentage the village gets back from the state on fines is larger than the percentage the town get back. John Nesbitt, Attorney, will look into this and verify. Ms. Guest thinks that there is a resolution that the state required the village pass in the 60's or 70's regarding the fine money returned. Mr. Nesbitt said he has not heard of that, but will check on it because if there is a resolution, there may have to be a public hearing to change it.

Elaine Hartnagel asked several more questions and Mayor Wilson answered them for her. Supervisor Lyon commented that you could not look at this in only dollars and cents; it is a service to our public. We are not serving our public properly the way things are presently handled. The full time coverage by the court clerk/clerks will make a big difference he said.

John Nesbitt told the boards that he has talked to Paul Rubery, Attorney, and there are some minor changes he would like to incorporate in the contract. The final draft can be ready in a few days.

Mayor Wilson asked the Town Board what their feelings were.

Michael Lambrix - Good idea especially for service to public

James Welch - Win-win situation and better for the public.

David Nussbaumer - Agrees with both Mike and Jim and thinks it is a great idea.

Supervisor Lyon - Already gave his speech.

The following resolution was moved by Mayor Wilson:

WHEREAS, pursuant to section 3-301(2)(a) of the Village Law of the State of New York, the board of trustees of any village by resolution subject to permissive referendum may abolish the office of Village Justice to take effect upon the expiration of the current term of such office, and

WHEREAS, the Board of Trustees has investigated the efficiencies and economics of abolishing said office and those resultant from the town justices assuming the functions heretofore performed by the village justice;

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That the Office of Village Justice be, and the same hereby is, abolished upon the expiration of the current term ending on April 6, 1998, subject to the Village of Palmyra and the Town of Palmyra entering into an intermunicipal contract for the disposition of revenue theretofore generated by the office of Village Justice, said agreement to be approved by the respective boards of the Town and Village on or before the thirtieth (30) day after adoption of this resolution, and

2. That this resolution is adopted subject to permissive referendum, and the Village Clerk is hereby authorized and directed to publish and post notice of such adoption in accordance with law.

Seconded by: Fred Celentano

Roll Call vote:

Fred Celentano - Aye      Curt Solomon - Aye  
Ann Guest      - Naye      Bob Gunkler - Aye  
Pete Wilson      - Aye

David Nussbaumer moved to adjourn this joint meeting  
of the Town and Village Boards.

Seconded by: James Welch      Carried: Unanimously

Respectfully submitted,

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Beverly E. Hickman  
Town Clerk