

PUBLIC HEARING
Patchin – dog kennel

The Public Hearing scheduled to be held on Thursday, November 28, 2000, at the Village Hall, 144 East Main Street, Palmyra, NY, to consider the application of James L. and Linda J. Patchin, 20 Trowbridge Trail, Pittsford, to open a boarding kennel on property located at 2948 Palmyra-Marion Road, Palmyra, was called to order by Town Supervisor David C. Lyon at 7:30 PM.

The legal notice, as published in the Courier-Journal, was read by the Town Clerk.

Those in attendance at this public hearing, other than the Town Board members included:

Nelson F. Cook	Superintendent of Highways
Julie Philipp	The Daily Messenger
Vicky Daly	Palmyra
Amanda Ebert	2962 Rt. 21, Palmyra
John Ebert	"
Art & Gayle VanNorman	3012 Rt. 21, Palmyra
Jim & Linda Patchin	20 Trowbridge Tr., Pittsford
Steve & Sarah Breemes	320 Hathaway Place, Palmyra

Supervisor Lyon asked the Patchins to explain just what they would like to do. Mrs. Patchin explained that they would like to build a boarding kennel with two runs that will be covered. She stated that the dogs would be kept in at night or whenever they (the Patchins) are not there. There will be double fencing around the kennel

Supervisor Lyon then asked for comments or questions from those present. Amanda Ebert – Lives next door – has young children – kennels can be smelly – where does the waste go? – How does it affect wells in the area? – traffic flow will increase – fence will come close to her yard.

Steve Breemes – When he looks out his front window he will see a dog kennel – he does not want to see a dog kennel or hear barking dogs.

John Ebert – He agrees with his wife – the smell and inconvenience will probably cause his property value do drop – he is not in favor of this at all.

Gayle VanNorman – Does not need to hear 50 dogs barking – all the other dogs in the neighborhood will be coming into her yard.

Greg Roet – Lives 2 doors south of this property – the property values in this residential area will be affected – they already have to put up with a motorcycle shop.

Liz Roet – Noise carries and will be a problem – both the noise and the smell will affect us.

Supervisor Lyon asked Bob Grier, Code Enforcement Officer, about the distances from the neighbors. Mr. Grier said approximately 150 feet.

Sarah Breemes – We keep our dog chained but he darts when he gets loose – he will be right over there whenever he

gets the chance – motorcycle shop is bad enough – Do not want the smell from 50 dogs.

Mrs. Patchin – There will be no vicious dogs in the kennel – there will be a good septic system to handle the sewage – a well kept septic system does not smell.

Gayle VanNorman – You cannot predict what a dog will do and one harmed child is one too many.

Art VanNorman – I have a friend that has a dog kennel and they have stink and a lot of noise – I don't want either one.

Supervisor Lyon asked the board members if they had any questions. Michael Lambrix – Town Councilman – Asked the Patchins how much experience they had. They answered – None.

The Town Clerk had received the following letter by mail:

December 20, 2000

To Whom It May Concern:

Since it is not possible for my husband or I to attend this meeting due to the fact that we are out of town, we would like to take this opportunity to express our concerns regarding the intent to build a dog kennel at 2948 Marion Road. We feel that the noise level caused by such a facility would adversely affect the quality of life in our neighborhood. We also feel that a dog kennel in a mostly residential area such as ours would cause the resale value of our property to go down. Also, we would have serious concerns about the ability of the proprietors to contain the dogs at all times. We live in a neighborhood where our children are constantly playing outdoors.

Sincerely,
Sheryl L. Grelewicz
Greg J. Grelewicz

The following letter from the Palmyra Planning Board was then read into these minutes::

DATE: December 15, 2000
TO: Beverly E. Hickman
FROM: Petra Anderson
RE: James & Linda Patchin

At the December 11th Town Planning Board meeting, the board recommended the approval of the application or a Special Use permit submitted by James and Linda Patchin. The board approved the application with the condition that noise and waste are controlled according to Town, County and New York State Ordinances. I have enclosed copies of the town Planning Board minutes for you and the Town Board members.

The following letter from the Wayne County Planning Board was then read into these minutes:

Robert Grier, ZEO
T. Palmyra
201 East Main Street
Palmyra, NY 14522

Re: Suncatcher Boarding Kennels
2948 Palmyra-Marion Road
Tax Map Ref. No. 33113-00-535479
Special Permit

Dear Bob:

At its meeting on December 13, 2000, the Wayne County Planning Board reviewed the above referenced referral and recommended conditional approval of the Special Permit. The Board was concerned about two issues in particular. There should be no new road cuts on New York State Route 31. Access to the kennel could be provided by utilizing the existing driveway. The board was also concerned about the noise potential of the proposal. To help deter noises from neighboring property owners, the Board strongly recommended using landscaping and berms in addition to the other methods of noise reduction mentioned in the narrative

Should the referral commence to the construction stage staff recommends using a "Zabel" septic system with a grease filter per information provided by the New York State Department of Health.

If you have any questions regarding this determination, please don't hesitate to contact me.
Sincerely,
Bret DeRoo
Sr. Planner

At this time, Supervisor Lyon again asked if there were any more comments either for or against this application. There being none, he declared this public hearing closed at 7:50 PM.

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REGULAR TOWN BOARD MEETING

CALL TO ORDER

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held on Thursday, December 28, 2000, at the Village Hall, 144 East Main Street, Palmyra, NY, was called to order at 7:52 PM by Town Supervisor David C. Lyon.

PLEDGE OF ALLEGIANCE

Supervisor Lyon led those present in the Pledge of Allegiance to the Flag.

Upon roll call, the following Board members were present:

ROLL CALL

- Town Supervisor - David C. Lyon
 - Town Board Members: - David Nussbaumer
 - Michael Lambrix
 - Lynne Green
- (James Welch was absent)

COMMUNICATIONS

- 1. Order establishing Quarantine on dogs to prevent deer depredation

REPORTS OF STANDING COMMITTEES

Assessment Committee – Lynne Green, Chairman

- 1. Assessor Update

No report at this time.

Highway Committee – David Nussbaumer, Chairman

- 1. Highway Supt. Update

ASSESSOR
UPDATE

Highway Superintendent Nelson F. Cook reported the crews have been chasing snowflakes around and that they are again doing a Christmas tree pickup and drop-off by the sign at the highway barns.

HIWY UPDATE

- 2. Results of bid opening 12/21/2000 – 2001 Cab & Chassis & awarding of bid

The following bids were received for the 2001 cab & chassis:

RESULTS OF BID
OPENING

Bean Mack Sales & Service
 Without trade - \$72,945.34
 With trade - \$53,945.34

Genesee Truck Sales
 Without trade - \$69,869.00
 With trade - \$55,869.00

Mr. Cook stated that these bids represented good, competitive pricing. After checking with Town Attorney, Paul T. Rubery, he could accept either bid. He recommended Genesee Truck Sales without a trade. He feels that he can get more at the auction in the spring than by trading. David Nussbaumer then moved to

MTN TO AWAYD
BID – GENESEE
TRUCK SALES

accept the bid from Genesee Truck Sales, 1280 Jefferson Road, Rochester, in a amount not to exceed \$69,869.00 without a trade and to sell the present equipment at the spring auction.

Seconded by: Michael Lambrix Carried: Unanimously

Planning Committee – James Welch, Chairman

1. CEO Update

CEO
UPDATE

Robert Grier, CEO, gave the board members a calendar of his work for the month. The only question was regarding the progress of the senior citizen project on Vienna Street. He told those present that he thinks the project is on hold because of the cold weather they have run into.

Zoning Committee – Michael Lambrix, Chairman

1. Special Use Application – Patchin Dog Kennel – Subject of Public Hearing

Michael Lambrix moved to DENY the application of James and Linda Patchin to have a dog kennel at 2948 Palmyra-Marion Road, Palmyra because they have no experience working with dogs and because the property is in close proximity to homes (other than their own).David Nussbaumer seconded this motion and stated that he has a dog kennel one-half mile from his cabin and he knows what it is like. Roll Call vote was called to DENY:

MTN TO
DENY
APPLICAN
OF
PATCHIN
FOR DOG
KENNEL

Lynne Green	-	Aye
Michael Lambrix	-	Aye
David Nussbaumer	-	Aye
David C. Lyon	-	Aye
(James Welch was absent)		

Second: David Nussbaumer Carried: Unanimously

AGENDA ITEMS

1. Resolution – Chuck Canfield

RESOLUTION
HONORING
CHUCK
CANFIELD

The following resolution honoring Chuck Canfield was
moved by Town Supervisor David C. Lyon:

WHEREAS, the Town Board of the Town of Palmyra has learned of the death of “Chuck” Canfield, and
WHEREAS, “Chuck” Canfield lived in the Palmyra area for several years, and

WHEREAS, “Chuck” Canfield became a friend, and
WHEREAS, through his efforts and knowledge and with the assistance of the Church of Jesus Christ of Latter Day Saints, the quality of life in Palmyra was improved and the people of Palmyra have benefited in many ways from his efforts, and

WHEREAS, the Town Board recognizes the loss of a friend and the contributions to Palmyra which he has made

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby pause in its deliberations to remember a good friend and to express its condolences to his wife and family on their loss.

The Clerk of the Town of Palmyra is to spread this resolution on the minutes of this meeting and send a certified copy to “Chuck” Canfield’s family

Seconded by: David Nussbaumer Carried: Unanimously

2. NYMIR insurance coverage

MTN TO APV
NYMIR INS
COSTS

David Nussbaumer moved to approve a cost not to exceed \$24,317.36 to cover the Town’s insurance coverage.

Seconded by: Michael Lambrix Carried: Unanimously

3. Re-direct \$100.00 petty cash fund for Town & County Taxes

MTN TO USE
\$100 FOR TN
& CTY TAX

Michael Lambrix moved to re-direct the \$100.00 used for school tax petty cash to be used for Town & County tax petty cash.

Seconded by: David Nussbaumer Carried: unanimously

4. Authorize bookkeeper to make any necessary adjusting and budgetary journal entries to close fiscal year 2000

David Nussbaumer moved the following resolution:

BE IT RESOLVED, that the Town of Palmyra bookkeeper, Petra Anderson, be authorized to make any necessary adjusting and budgetary journal entries in closing the 2000 fiscal year.

MTN TO AUTH BOOKKEEPER TO MAKE ADJUSTMENTS

Seconded by: Michael Lambrix Carried: Unanimously

Following a review of the claims and expenditures submitted, David Nussbaumer moved to approve payment of same as shown on Abstract #12A with totals as follows:

MTN TO APV PAYING CLAIMS ON ABSTRACT #12A

Seconded by: Michael Lambrix Carried: Unanimously

Supervisor Lyon reminded those present that the Organizational Meeting of the Town of Palmyra would be held on Thursday, January 4, 2001 at 7:30 PM at the Village Hall, 144 E. Main Street, Palmyra.

REMINDER OF ORGANIZATNL MEETING

Michael Lambrix then moved to adjourn this meeting of the Town Board, Town of Palmyra.

MTN TO ADJRN

Seconded by: David Nussbaumer Carried: Unanimously

Respectfully submitted,

Beverly E. Hickman
Town Clerk