

## PUBLIC HEARING

The Matter of the Improvement of Facilities  
of the Town of Palmyra Central Water District  
to Provide Storage Capacity for the CWD, Pursuant  
to 202B of the Town law of the State of New York

PUB HEARING  
CANCELLED

Supervisor Lyon announced that this public hearing has  
been cancelled by the Town Board.

## REGULAR TOWN BOARD MEETING

The regular meeting of the Town Board, Town of  
Palmyra, scheduled to be held on Thur day, April 9,  
1998 at the Town Office, 201 E. Main Street, Palmyra,  
was called to order at 8:00 PM by Town Supervisor  
David C. Lyon.

CALL TO ORDER

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

PLEDGE OF  
ALLEGIANCE

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

ROLL CALL

Town Supervisor - David C. Lyon  
Town Board Members - David Nussbaumer  
Lynne Green  
James Welch  
(Michael Lambrix is on vacation)

Others present at this meeting, that signed in, were:  
Geraldine Verstringhe, 865 Canandaigua Rd.  
Patty Diaz, 1124 Canandaigua Rd.  
Francis Rush, 1133 Canandaigua Rd.  
Dan & Angela Dart, 875 Canandaigua Rd.  
Michael Jankowski, 231 West Main Street

David Nussbaumer moved to approve the minutes of  
the Town Boare meeting held on March 26, 1998 as  
submitted.

MTN TO APV  
MINUTES OF  
3/29/98

Seconded by: James Welch Carried: Unanimously

## COMMUNICATIONS

1. Letter from Palmyra, NY, South Corridor  
Neighborhood Association, Inc. RE: Dis-  
pleasure with Industrial Development on Rt.  
21 South
2. Letter of resignation from W. Virginia Wilson
3. Letter from NYS Canal Corp. RE: First  
combined NYS Canal Cruise & Trail Trek
4. Letter from Palmyra Economic Development  
Committee (Village) RE: Industrial Park on  
Rt. 21 South
5. Letter from memorial Post #6678 Inc. from  
4/9/98 RE: Annual Firefighter's Drill and  
Breakfast scheduled for 4/26/98 has been  
cancelled
6. Letter from Peter Freund RE: Thank you for  
support in tentative project
7. Letter from Wayne County Soil & Water

Conservation District RE: Rt 21 South drainage problem

REPORTS OF STANDING COMMITTEES

Assessment Committee - Lynne Green, Chairman

No report at this time.

Highway Committee - David Nussbaumer, Chairman

1. Highway Superintendent will be on vacation April 10 - 20 - Information only.

2. Approval to attend annual Cornell Highway Schooling June 8 - 10 at a cost of \$250.00

David Nussbaumer moved to approve the attendance of the Highway Superintendent at the Cornell Highway Schooling at a cost not to exceed \$250.00.

Seconded by: James Welch Carried: Unanimously

3. Declare 1973 truck L-8000 surplus equipment

David Nussbaumer moved to declare the 1973 Ford dump truck L-8000 as surplus equipment.

Seconded by: James Welch Carried: Unanimously

4. Approval of mowing contract with Wayne County Highway Department

David Nussbaumer moved to approve the mowing contract between the Town of Palmyra Highway Department and the Wayne County Highway Department contingent upon approval from Nelson F. Cook, Highway Superintendent, and Paul T. Rubery, Attorney.

Seconded by: James Welch Carried: Unanimously

5. Main St. Seminar - Mon. April 20, 1998

David Nussbaumer moved to approve the attendance of any Town Board, Planning Board, or Zoning Board member that would like to attend the Main St. Seminar at the Quality Inn, Newark, on Monday, April 20, 1998. (Make arrangements with the Town Clerk.)

Seconded by: James Welch Carried: Unanimously

Planning Committee - James Welch, Chairman

Mr. Welch reported that the CEO is on vacation next week and that there are two single lot subdivisions in progress at the present time.

ITN TO APV  
TWY SCHOOL

ITN TO APV  
TRUCK AS  
SURPLUS  
EQUIPMENT

ITN TO APV  
MOWING CONTRACT  
WAYNE COUNTY

ITN TO APV  
ATTENDANCE AT  
MAIN ST  
SEMINAR

Zoning Committee - Michael Lambrix, Chairman

No report at this time.

AGENDA ITEMS

1. Septic Waste Permit - Jeffery East

Mr. Nussbaumer moved to approve the Disposal of Human Waste (Septic Sewage Sludge) Permit for Jeffery East for a period of one year, to terminate April 15, 1999.

MTN TOAPV  
SEPTIC WASTE  
PERMIT FOR  
J. EAST

Seconded by: James Welch Carried: Unanimously

2. Septic Waste Permit - Eugene East

Lynne Green moved to approve the Disposal of Human Waste (Septic Sewage Sludge) Permit for Eugene East for a period of one year, to terminate April 15, 1999.

MTN TO APV  
SEPTIC WASTE  
PERMIT FOR  
G. EAST

Seconded by: David Nussbaumer Carried: Unanimously

3. CWD Ext. #3 - Final Order to Establish the District

The following resolution was moved by James Welch:

ORDER

MTN TO APV  
FINAL ORDER  
CWD EXT. #3

CENTRAL WATER DISTRICT EXTENSION NO. 3  
TOWN BOARD FINAL ORDER  
ESTABLISHING THE DISTRICT

The Town Board of the Town of Palmyra, Wayne County, New York, has caused a general map, plan and report to be prepared and filed in the Office of the Town Clerk of thTown in relation to the proposed establishment of a Water District or Extension thereto in the Town to be known as Extension No. 3 to the Central Water District of the Town of Palmyra.

On January 19, 1998, an Order was adopted by this Board reciting a description of the boundaries of the District, the proposed improvements, the maximum amount proposed to be expended for the improvements, the fact that the map, plan and report had b presented to the Board and were on file in the Town Clerk's Office, and specifying February 12, 1998 at 8:00 PM in the Town Clerk's Office of the Town of Palmyra, New York, as the time when and place where the Town Board would meet in a Public Hearing to hear all persons interested in the creation of the District, and for any other action on the part of the Town Board concerning the proposed district as might be required by law.

The Order was published and posted in the manner and within the time prescribed by Town Law Section 209-d, and proof of the publication and posting has been presented to the Town Board.

The Public Hearing was held at the time and place set forth in the Order and all persons desiring to be heard were heard.

Following the public hearing and based upon the evidence presented at the hearing, the Town Board, on

February 12, 1998, adopted a resolution subject to permissive referendum determining in the affirmative all of the questions set forth in Town Law Sec. 209-e (1) and approving the establishment of the District.

Notice of the adoption of the Resolution was published and posted in the manner required by law and proof of the publication and posting has been presented to the Town Board.

The permission of the State Comptroller for the establishment of the District was not necessary as there is no indebtedness.

It is hereby Ordered as follows:

1. Extension No. 3 to the Central Water District of the Town of Palmyra, Wayne County, New York, is hereby established substantially in accordance with the above map, plan and report and the District shall be bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate on the north side of North Creek Road in the Town of Palmyra, County of Wayne and State of New York, bounded and described as follows:

COMMENCING at the intersection of the north line of the Central Water District with the east line of premises now owned by Daniel Pedtke and Mary Bolton, bearing tax account no. 33111-00-556901; thence 1) northerly along the east line of said parcel to the northeast corner of said parcel; thence 2) westerly along the north line of said parcel and parcel with tax map no. 33111-00-501913 and parcel with tax map no, 33111-00-446363, to the northwest corner of said parcel bearing tax map no. 33111-00-446963; thence 3) southerly along the west line of the last aforesaid tax parcel to its intersection with the north line of the Central Water District; thence 4) easterly along the north line of the Central water District to the point and place of beginning.

2. The construction of the proposed improvements for the district, consisting of a water system, including water mains, distribution pipes, hydrants, reservoirs, and including a proposed plan of purchase of water from the Wayne County Water and Sewer Authority, and including the purchase of the assets, if any, which presently operates a water system within a portion of the proposed district, and also including land or rights in land, original furnishing, equipment, machinery or apparatus incidental thereto, substantially as set forth on the map, plan and report to, it hereby authorized as a maximum estimated cost of \$0.

3. The improvements servicing the area having been installed by the Central Water District, the properties in Extension No. 3 of the Central Water District shall pay any charges with the same ad valorem rates as in the Central Water District, together with the same fees for connection, hookup, use of water and maintenance of the system.

The Town clerk is hereby authorized and directed to cause a certified copy of this Order to be recorded and filed in accordance with the provisions of Town Law S d. 209-9(1).

4. This ~~order shall take effect~~ immediately.

Seconded by David Nussbaumer Carried: Unanimously

4. Appoint Elmer VerPlank as Bingo Inspector

David Nussbaumer moved to appoint Elmer VerPlank, Palmyra, NY, as Bingo Inspector for the Town of Palmyra, with the stipulation that he cannot do a inspection for the VFW on the same night he is working bingo himself.

MTN TO APPT  
E. VERPLANK  
BINGO INSPCTR

Seconded by: James Welch Carried: Unanimously

5. Review water improvement project

Marty Amen, MRB Group, talked to those present about the improvement of water flows on the south end of the town by placing a water storage tank on North Creek Road about 2200 to 2400 feet back from the road.

REVIEW WATER  
IMPROVEMENT  
PROJECT

6. Approve engineering report

Lynne Green moved to approve the preliminary engineering report; the environmental approvals; \$20,000.00 for the preparation and documentation for the 1998-1999 water improvement program and to authorize construction of the water storage tank.

MTN TO APV  
PRELMRY ENGN  
RPT

Seconded by: David Nussbaumer Carried: Unanimously

7. Set date for public hearing for water project

David Nussbaumer moved that the Town Board of the Town of Palmyra hold a public hearing at 8 PM on the 23rd day of April, 1998 at the East Palmyra Fire Hall, East Palmyra, NY, to consider the expenditure of Part Town Funds to apply in increasing the size of the storage facilities to be build in the Central Water District and to provide a canal crossing and connection to the Town of Manchester and acquire land incidental thereto.

MTN TO SET  
P-H DATE FOR  
WATER PROJECT

Seconded by: James Welch Carried: Unanimously

8. Approve Town Board as Lead Agency for Pedtke tank site and to accept the short environmental assessment form declaring negative impact

A motion was made by James Welch to adopt a resolution to declare the Town of PalmyLa as lead agency under S.E.Q.R.A. regulations for the installation of 2300+-

MTN TO APPT  
TN OF PAL AS  
LEAD AGENCY  
PEDTKE SITE

LF of 12" watermain to the Pedtke tank site and to accept the short environmental assessment form declaring negative impact and authorize the Supervisor to sign as the responsible officer.

Seconded by: David Nussbaumer Carried: Unanimously

ITN TO GO  
INTO EXEC SESS

At this time Supervisor Lyon moved to go into executive session to discuss matters of possible litigation.

Seconded by: James Welch Carried: Unanimously

IECLOUT  
IF EXCSESS

Supervisor Lyon declared this Board out of executive session.

It was noted that the place for the April 23, 1998 meeting is the East Palmyra Fire Hall.

The motion to adjourn this meeting of the Town Board was offered by James Welch,

TN TO ADJRN

Seconded by: David Nussbaumer Carried: Unanimously

Respectfully submitted,

**E** JL/(?#,10  
Bever! E idkman  
Town C erk