

Town of Palmyra - Minutes

1973



**LEGAL NOTICE**  
**TOWN OF PALMYRA SUPERVISOR'S REPORT**  
**AS OF DECEMBER 31, 1972**

	Balance Jan. 1, 1972	Receipts	Payments	Balance Dec. 31, 1972
General	33,301.50	33,853.05	72,453.28	33,701.27
Town Wide	15,825.85	39,412.82	33,637.80	22,199.88
Part Town				
Highway Item 1 & 1A	8,423.32	65,821.82	55,921.58	18,323.42
General Repair				
Highway Item 3	2,438.46	30,151.46	23,247.81	9,342.11
Machinery	12,794.68	647.47		13,442.15
Machinery Res.				
TOTAL	15,193.12	30,501.33	23,247.81	22,447.64
Highway Item 4				
Snow & Misc.	490.66	65,685.56	71,586.33	12,661.25
Fire Protection				
Palmyra	None	8,000.00	8,000.00	None
East Palmyra	None	3,750.00	3,750.00	None
Fort Gibson	None	700.00	700.00	None
Water Districts				
Canandaigua	4,194.60	6,203.43	5,653.12	4,728.91
Johnson Rd.	1,608.15	1,593.37	1,485.05	1,714.87
Maple Ave.	3,176.42	13,537.50	11,354.82	5,869.40
Division St.	1,393.22	1,453.52	1,289.82	1,547.42
Federal				
Revenue Sharing	None	15,805.00	None	15,805.00

(68)

**NOTICE OF PUBLIC HEARING TOWN OF PALMYRA**  
 PLEASE TAKE NOTICE that the Town Board of the Town of Palmyra will hold a Public Hearing at 7:30 P.M. Eastern Standard Time on the 11th day of January, 1973 at the Town Clerk's Office, 201 East Main Street, Palmyra, for the purpose of hearing the application of Leonard Maier for a variance to use the former Fred Ford Cycle Shop, Route 31 in an Agricultural Zone for a Restaurant and Bakery. The said Town Board will also hold a public hearing to hear all persons in support of or in opposition to or any objection thereon. Persons may appear in person or by attorney or agent. Dated: December 26, 1972  
 Town Board of the Town of Palmyra  
 Betty B. Stubbings  
 Town Clerk  
 D27 (23)

STATE OF NEW YORK, ss:  
 COUNTY OF WAYNE

Darlene E. Matteson  
 Secretary

being duly sworn, says that she is the \_\_\_\_\_  
 of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at Palmyra, Wayne County, N. Y., and that a copy of which the annexed printed slip is a true copy, was duly published therein once in each week for one weeks, beginning Dec. 27, 1972 and ending Dec. 27, 1972

Darlene E. Matteson  
 Sworn before me this 29th day of December 1972

Gordon R. Morrison  
 Notary Public, Wayne County.  
 For The State of New York  
 Qualified in Monroe County  
 My Commission Expires March 30, 1973

Fees \_\_\_\_\_

sealed bids are sought for the furnishing, according to specifications of a new 1973 model 3/4 ton pickup truck for use of the Highway Department of the Town of Palmyra. Sealed proposals will be received by the Town Clerk of the Town of Palmyra, at the Office of the Town Clerk of said Town, until 7:30 p.m. January 11, 1973, at which time and place they will be publicly opened and read. Specifications are available for examination by any interested persons or bidders at the Office of the Town Clerk of the Town of Palmyra, Palmyra, New York. Bids will be received upon the following conditions:

1. That any proposal set forth shall be equal to or exceed specifications.
2. That the Town Board reserves the right to reject any or all bids submitted pursuant to this notice.
3. All bidders must specify delivery date same to be within 60 days of contract award. FOB Palmyra, New York.
4. That 2 present units, a 1960 Ford F350 pickup and a 1964 F250 Ford pickup shall be taken in trade, at figures to be named in such bid.
5. Each bidder must submit a statement of non-collusion with his bid, as required by New York State Law, Section 180c, General Municipal Law.
6. Upon acceptance of his bid, the successful bidder shall execute a contract in accordance with his proposal, such contract being subject to the approval of the Superintendent of Highways of the County of Wayne, State of New York.
7. In the event of failure of the successful bidder to fulfill his contract for any reason, the contract may be declared void.

Betty B. Stubbings  
Town Clerk of  
Town of Palmyra  
Dz7-73 (19)

STATE OF NEW YORK, )  
COUNTY OF WAYNE )

Darlene E. Matteson

Secretary

being duly sworn, says that she is the  
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at  
Palmyra, Wayne County, N. Y., and that a Legal Notice  
of which the annexed printed slip is a true copy, was duly published therein once in  
each week for two successive weeks, beginning Dec. 27, 1972  
and ending Jan. 3, 1973

Darlene E. Matteson

Sworn before me this 16th  
day of Feb., 1973

Frank H. Galbraith

Notary Public, Wayne County.

Fee \$23.20

FRANK H. GALBRAITH, Notary Public  
State of New York, Monroe County  
Commission Expires March 20, 1973

STATE OF NEW YORK, )  
COUNTY OF WAYNE ) ss:

Darlene E. Matteson

Secretary

being duly sworn, says that she is the  
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at  
Palmyra, Wayne County, N. Y., and that a Legal Notice  
of which the annexed printed slip is a true copy, was duly published therein once in  
each week for one ~~one~~ week, beginning Mar. 7, 1973  
and ending Mar. 7, 1973

Darlene E. Matteson

Sworn before me this 7th  
day of March 1973

Frank R. Galusha

FRANK R. GALUSHA, Notary Public  
State of New York, Monroe County  
Commission Expires March 20, 1973

Notary Public, Wayne County.

BROCKWAY MOTOR TRUCKS

Proposal for one heavy duty dump truck, chassis and body.

1973 Brockway, Model J358L -----\$20,272.00  
Gar Wood body and hoist----- 2,295.00  
\$22,567.00

Less allowance for 1961 International#35 5,583.00  
Total Net Bid----- \$16,984.00

\$100.00 net additional for Heil Body and Hoist

Alternate Bid

1973 Brockway, Model J358L-----\$19,277.00  
Gar Wood body and hoist----- 2,295.00  
\$21,572.00

Less allowance for 1961 International#35 5,583.00

Total Net Bid-----\$15,989.00

\$100.00 net additional for Heil Body and Hoist

The regular meeting of the Town Board of the Town of Palmyra was opened by Supervisor Bedette at 7:30 P.M. on Thursday, January 11, 1973 in the Town Offices, 204 East Main Street, Palmyra, New York.

Those present were Supervisor Ellsworth Bedette, Town Councilmen Raymond LeRoy and Andrew Baran, Town Justice Harry White, Town Attorney Paul Rubery, Town Highway Superintendent James DeBrine, Jr. and Town Clerk Betty Stubbings.

At this time and place, the Supervisor announced that sealed bids on the purchase of a new Heavy Duty Diesel Dump Truck Chassis and Body, BIDS FOR and a new 1973 3/4 ton pickup for the Highway Department would be open- DUMP TRUCK & ed. Specifications and Notice of Proof of publication for the advertise- PICK-UP ment for bids were read by the Clerk and filed. The following bids were received:

<u>U. W. Sherburne, Inc.</u>		<u>Ontario White Trucks, Inc.</u>	
Delivered Price(chassis)	\$14,095	Delivered Price(DCS7T)	\$24,700
Allowance 61IH	<u>1,789</u>	Allowance 61Int.	<u>7,000</u>
Net Cost to Trade	\$12,306		17,700
Garwood Body & Hoist	<u>2,290</u>	Garwood Body & Hoist	<u>2,295</u>
Total due	\$14,596	Total Cost	\$19,995

<u>Truck Town Sales &amp; Service, Inc.</u>			
Chassis	\$13,935.50	Chassis	\$13,935.50
with Hercules Galion body	\$2085.00	Garwood body	\$2295.00
less \$1000.00 allowance		Heil body	\$2395.00
Bid Price	\$15,020.50	less \$1000.00 allowance	less \$1000.00 allow-
		Bid Price	ance for trade-in
			Bid Price
			\$15,330.50

<u>U. W. Sherburne, Inc.</u>	
Delivered Price	\$3,650.00
Allowance 60 Ford	323.00
" 64 Ford	<u>428.00</u>
Net Cost to trade	\$2,899.00

<u>Brighton Truck &amp; Equipment Sales</u>	
Net Price	\$3,126.00
Less Trades	<u>300.00</u>
Difference	\$2,826.00

<u>Truck Town Sales &amp; Service, Inc.</u>		<u>Bucknam Pontiac</u>	
Cost of '73 pickup	\$3,728.25	Total List Price	\$3,376.75
Allowance for 2 units	678.25	Allowance 60&64 Fords	<u>682.75</u>
Bid Price	\$3,050.00	Delivered Price	\$2,694.00

The bids were referred to the Highway Committee for further study.

The meeting was temporarily adjourned at 7:45 P.M. for the Public Hearing scheduled for this time for Mr. Leonard Maier who is re-applying for permission to operate a Coffee Shop and Bakery in the former Fred Ford Cycle Shop on Route 31 East. Mr. & Mrs. Maier and Karen Maier and Morris Strobridge, their Attorney were present. The Clerk read the Notice of Public Hearing. Mr. Strobridge, speaking on Mr. Maier's behalf, explained the proposed plans for this property and business. He suggested the issuance of a Special Permit or Special Authorization for Mr. Maier instead of a Variance. Considerable discussions followed with Board members asking questions of Mr. Maier and Mr. Strobridge relating to parking area, sign, disposal of waste, delivery of supplies and hours the business would be open.

A motion made by Andrew Baran, seconded by Raymond LeRoy that the Public Hearing be closed was passed with a vote of 4 ayes and no nos.

Supervisor Bedette re-opened the regular meeting at 8:15 P.M..

The Clerk read the minutes of the Public Hearings and regular meeting held on December 14, 1972 and the Special meeting held on December 29, 1972. The minutes were approved and accepted as read.

The first business to come before the Board was a request from the REQUEST OF Village of Palmyra that the Town Board consider the Village re-locating VILLAGE FOR their Highway Department on property near the Town Barns. The Highway PROPERTY TO Committee will consider this request. RE-LOCATE THE

The Notice of the Meeting of the Association of Towns to be held in VILLAGE BARN New York City on February 5,6,and 7 was read by the Clerk. A motion made by Andrew Baran, seconded by Raymond LeRoy appointed Supervisor Bedette delegate from Palmyra with Andrew Baran as Alternate Delegate. Motion was carried with a vote of 4 ayes and no nos.

The following Resolution was passed with a vote of 3 ayes and no nos, Harry White abstaining:

"At a meeting of the Town Board of the Town of Palmyra held on January 11, 1973, the following Resolution was passed : Moved by Andrew Baran and seconded by Raymond LeRoy that Maring Midland Bank-Rochester of Rochester, New York be designated as the official de- RESOLUTION - pository for all the funds of the Town of Palmyra, New York for the OFFICIAL ensuing year. Motion carried." DEPOSITORY

Due to Hart Pierce's resignation, it was necessary to appoint a Deputy Supervisor. The Board appointed Andrew Baran to this position and the Clerk was asked to get signature cards from the Bank for all accounts, also to attach a copy of the Corporate Resolution to the minutes. Bonds will be required for the Deputy Supervisor and the newly-appointed Town Justice. APPOINTMENT OF DEPUTY SUPERVISOR

The following Resolution was passed with a vote of 4 ayes and no nos.

" At a meeting of the Town Board of the Town of Palmyra, County RESOLUTION of Wayne, State of New York, held in the Town Clerk's Office of said APPOINTMENT town on January 11, 1973, at 7:30 P.M., Raymond LeRoy moved the follow- OF ing resolution: It was seconded by Harry White. JAMES ALSDORF AS

Whereas, a vacancy exists in the office of Town Justice of the Town of Palmyra because of the resignation of Hart Pierce, Jr. who TOWN JUSTICE was <sup>LAST</sup> elected to such office in November, 1971.

NOW THEREFORE BE IT RESOLVED, in pursuance of the powers vested in us by Section 64, Subdivision 5, of the Town Law, we, the undersigned members of the Town Board of such Town, do hereby appoint James Alsdorf to fill the vacancy existing in such office of Town Justice. Such appointment is effective immediately and the said James Alsdorf shall hold office until December 31, 1973.

IN WITNESS WHEREOF, we have hereunto set our hands in the Town Clerk's office in said Town on the 11th day of January, 1973.

*Andrew Baran* *Harry White* *Raymond N. Bedette*  
*Raymond N. LeRoy*  
I, Betty B. Stubbings, Town Clerk of the Town of Palmyra do hereby certify that the above is a true and accurate copy of a RESOLUTION passed by the Town Board of the Town of Palmyra on January 11, 1973."

The Clerk read a Resolution from the Wayne County Board of Supervisors, in regard to the County's Sesquicentennial Year. A motion made by Harry White, seconded by Raymond LeRoy that this Resolution be accepted and placed in the minutes of this meeting was carried with a vote of 4 ayes and no nos. RESOLUTION RE: WAYNE COUNTY

" WHEREAS, Wayne County, New York will celebrate the one hundred SESQUICENTENNIAL and fiftieth anniversary of its founding in 1973; and WHEREAS, the past fifteen decades has seen great progress and development in Wayne County and within its fifteen towns; and WHEREAS, a 1823-1973 Sesquicentennial Committee is now organized to plan an appropriate observance of this landmark occasion during 1973;



NOW, THEREFORE, we the Wayne County Board of Supervisors assembled at Lyons, New York on September 19, 1972 do hereby proclaim the calendar year 1973 as the Sesquicentennial Year for Wayne County, and

FURTHER, that the Town of Palmyra join in this celebration with appropriate festivities and recognition."

by Edward H. Beddo  
Supervisor, Town of Palmyra

A letter from the Planning Board recommending a change in Zoning from Commercial and Residential to Industrial in regard to property situated as follows: All that tract or parcel of land situated on the North side of Route 31 commencing at atpoint in the Centerline of Route 31 at its inter- section with the Centerline of Vienna Road, thence Northerly and perpendic- ular to Route 31 to the Southerly boundary line of the N.Y.S. Department of Transportation, Canal Division (Barge Canal), thence Westerly alongthe Southerly boundary of the Barge Canal lands to a point where the Souther- ly boundary of the Canal lands intersects with the Westerly boundary of the land of the Cleason Equipment Company, thence Southerly along lands of one Bowe to the Centerline of Route 31, thence Easterly along the Cen- terline of Route 31 to the place and point of beginning, was read by the Clerk. The following motion made by Harry White, seconded by Raymond Le- Roy authorizing a Public Hearing to be held February 8, 1973 was carried with a vote of 3 ayes and no nos, with Andrew Baran abstaining. Notice should be given to County and State, also.

MOTION  
AUTHORIZING  
PUBLIC  
HEARING FOR  
ZONE CHANGE  
(CLEASON)

A report from Francis Toole, Zoning Enforcement Officer, in regard to violations by Arnold Pechler, David VanderMolen and VanderWall was read by the Clerk. The Board recommended that Mr. Toole contact all three about their having no permits to operate certain phases of their businesses.

ZONING  
VIOLATIONS :  
Pechler,  
VanderMolen,  
Vanderwall

It was also recommended by the Board that Mr. Toole contact Mrs. McMann of Route 31 E. or her attorney, advising her that she has to file for an Annual Permit for the Operation of a Mobile Home Park.

~~XXXXXXXX~~  
~~XXXXXX~~

The next order of business was a discussion on the raising of the income requirement for Old-age exemptions on the Town taxes. A motion made by Harry White, seconded by Andrew Baran that the Board raise the limit of income for over-65 year olds from \$3,000 to \$4,000 per year to qualify for a 50% exemption on Town taxes. Motion carried with a vote of 4 ayes and no nos.

MOTION TO RAISE  
INCOME REQUIRE-  
MENT FOR OVER -  
65 YEAR OLDS

A motion to approve the following appointments and salaries for the ensuing year was made by Raymond LeRoy, seconded by Harry White and carried with 4 ayes and no nos.

MOTION  
APPROVING  
APPOINTMENTS&  
SALARIES

APPOINTMENTS

Dog Warden	Harold Fisher	Deputy Supervisor	Andrew Baran
Town Historian	Lorene Warner	Town Attorney	Paul Rubery
Water Dist. Super.	Hiram VanEtten	Voting Machine	William Deys
Water Dist. Cashier	Theresa Otte	Custodians	Finley Cox
Health Officer	Dr. Morton Adams	Deputy Hwy. Super.	Lyman Kaller
Registrar	Betty Stubbings	Planning Board	William Dunk
Deputy Registrar	Phyllis Dickenson	Board of Appeals	Charles VanScott
Deputy Town Clerk	" "	Town Constable	Francis Toole
Deputy Town Clerk	Virginia Wilson	Zoning Enf. Officer	" "
Bookkeeper	" "	Building Inspector	" "

SALARIES

Supervisor \$4,200 Annual

SALARIES (CONT'D)

Councilmen	\$700.00 Annual	Registrar	\$100.00 Annual
Justices	\$3,000.00 "	Town Historian	\$100.00 "
Tax Collector	\$1,100.00 "	Zoning Enforce. Officer &	
Hwy. Superint.	\$12,080.00 "	Building Inspector	\$1500.00 "
Assessor	\$4,000.00 "	Town Constable	Statutory Fee, Mileage
Town Clerk	\$4,900.00 "	Voting Machine Custodians-	<sup>ELECTION DAY</sup> \$60.00 per day <sup>PR. MONEY PAY</sup>
Town Attorney	\$3,000.00 "	Deputy Town Clerk	\$2.25 per hour
Water Dist. Super.	\$250.00 "	Bookkeeper	\$2.50 per hour
Water Dist. Cashier	\$240.00 "		
Dog Warden	\$1.50 Board <sup>PER DAY</sup> up to 5 days and mileage		

Election Inspectors - \$2.00 per hour for the hours set by Election Law plus two hours on Election Day, one hour on Primary Day and no extra hours or time allowed on Registration Days.

Gravel may be purchased at a price not to exceed \$.30 per yard.

Town Officials may be paid 10 cents a mile for the use of their cars for each mile actually and necessarily traveled by them in the performance of their duties of their office.

MILEAGE  
PAYMENT

Raymond LeRoy moved that the Courier Journal, Palmyra, New York be named the official newspaper for the Town of Palmyra. Seconded by Harry White and carried with 4 ayes and no nos.

OFFICIAL  
NEWSPAPER

Harry White requested the Clerk to make up a list of the Town Officers for Board members.

At this time, Town Highway Superintendent James DeBrine, Jr. was asked to state his requests to the Board.

The purchase of a used Radio for use in the Spreader was discussed. A motion made by Andrew Baran seconded by Harry White gave Mr. DeBrine permission to purchase a used radio. Motion carried with 4 ayes and no nos.

The bids for the 3/4 ton pickup and H.D. Dump truck were discussed in detail. It was decided to postpone the awarding of the bid for the pickup until some points could be clarified but the Town Board did decide to award the bid for the Dump truck. A motion made by Andrew Baran, seconded by Harry White that U. W. Sherburne of Palmyra be awarded the bid for the 1973 18000 Ford Truck for \$14,596.00 was passed with a vote of 4 ayes and no nos.

AWARD OF  
BID FOR  
DUMP TRUCK

A motion to transfer \$5,000.00 to account Highway Item III from the Machinery Capital Reserve was made by Harry White, seconded by Andrew Baran and carried with a vote of 4 ayes and no nos.

TRANSFER OF  
FUNDS FROM MACH.  
CAPITAL RESERVE

A motion to pay the following bills was made by Andrew Baran, seconded by Raymond LeRoy and carried with 4 ayes and no nos.

GENERAL FUND	\$3,497.58
PART TOWN	15.60
Hwy. Item III	\$6,035.25
Hwy. Item IV	\$8,721.38
TOTAL	<u>\$18,269.81</u>

At this time, a discussion was held on Mr. Maier's application. It was decided that Town Attorney Paul Rubery would inform Morris Strobridge, attorney for Mr. Maier, of several conditions requested by the Board, such as, sale of doughnuts and coffee only a plot plan in detail, a detailed plan for the parking area and proposed sign, a test of the wall and consultation with the State on the entrance to parking area. A motion granting approval to Mr. Maier's application, subject to the above conditions, was made by Harry White, seconded by Raymond LeRoy. Motion passed with 4 ayes and no nos.

MOTION TO  
APPROVE  
MAIER  
APPLICATION

CERTIFIED COPY OF CORPORATE BANKING RESOLUTIONS

Town of Palmyra

(Name of corporation)

204 East Main Street, Palmyra, New York 14522

(Corporation address)

I hereby CERTIFY that the following is a true copy of resolutions duly adopted by the TOWN BOARD OF THE TOWN OF PALMYRA, a corporation organized under the laws of the State

of NEW YORK at a meeting held on JANUARY 11, 1973; that a quorum was present and acted throughout such meeting; that such resolutions have not been rescinded or modified and are still in full force and effect; that the Certificate of Incorporation of said corporation, and all amendments thereto, do not contain any provisions requiring any vote or consent of the shareholders of said corporation to authorize any mortgage or pledge of or creation of a security interest in all or any part of said corporation's property, or any interest therein, or to authorize any other action taken or to be taken pursuant to said resolutions; and that neither the said resolutions nor any action taken or to be taken pursuant thereto are or will be in contravention of any provision or provisions of the Certificate of Incorporation or the By-laws of said corporation.

RESOLVED:

Designation as Depository

1. That Marine Midland Bank—Rochester (herein called the "Bank") at such office or offices as may be designated by the President or Treasurer of this corporation be and hereby is designated a depository of this corporation and authorized to receive for deposit, at any such office or offices, to the credit of this corporation, or for collection for the account of this corporation, monies, checks, drafts, notes or other instruments for the payment of money, whether belonging to this corporation or otherwise, which may now be or hereafter come into its possession, (all of which shall be deemed, when received for deposit, to have been unqualifiedly indorsed by this corporation whether or not actually so indorsed).

Authorized Signature(s)

2. That the Supervisor, Town Clerk, Deputy Supervisor (any two may sign)

(Indicate manner of signing, i.e. any one, any two, jointly, etc. Use titles where practicable; if persons without titles, insert names.)

be and he (they) hereby is (are) authorized to make, sign, draw, accept, indorse, execute and deliver any and all checks, drafts, notes, acceptances, evidences of indebtedness, or orders for the payment of money of this corporation on deposit with the Bank; and the Bank be and hereby is authorized to make payments from funds of this corporation on deposit with it upon and according to the terms of any such instrument when signed as above provided over the official title of such signer or over the inscription "Authorized Signature", and to receive the same to the credit of or in payment from the payee or any other holder, when so signed, without inquiry as to the circumstances of their issue or the disposition of their proceeds, whether drawn to the individual order of or tendered in payment of the individual obligations of any persons signing the same or of any other officer, agent or signatory of this corporation or otherwise.

Facsimile Signature(s)

3. That any check herein authorized to be drawn in the name of this corporation may be signed with the facsimile signature or signatures of any of the duly designated signatories of this corporation and the Bank shall be entitled to charge any such check to this corporation's account regardless of by whom or by what means the actual or purported facsimile signature or signatures thereon may have been affixed thereto, if such signature or signatures resemble the facsimile specimens duly certified to or filed with the Bank by the Secretary or any Assistant Secretary of this corporation.

Other Authority

4. That the Supervisor, Town Clerk, Deputy Supervisor (any two may sign)

(Indicate manner of signing, i.e. any one, any two, jointly, etc. Use titles where practicable; if persons without titles, insert names.)

be and he (they) hereby is (are) authorized on behalf of this corporation: To discount with and to sell to the Bank any and all notes, drafts, bills of exchange or other evidences of debt, or contracts or obligations for or rights to the payment of money, whether or not negotiable, which may be owned by this corporation, upon such terms as such person or persons may deem proper, and when this corporation is liable on any of the foregoing, the Bank is hereby authorized to charge the same to the account of this corporation at or after maturity.

To borrow money and to obtain credit or other accommodation from the Bank on any terms; To apply for letters or other forms of credit on any terms;

To pledge, mortgage, or otherwise create a security interest in or any other lien upon all or any property of this corporation as security for any loan, credit or accommodation from the Bank;

To authorize and request the Bank to purchase, exchange, sell, receive, deliver or otherwise deal in or with bonds or other securities and foreign exchange for the account of this corporation;

To enter into any agreement relating to any general or specific transaction with the Bank; and in connection with any of the foregoing, on behalf of this corporation to accept, receive, withdraw or waive notices of protests; to deliver and receive papers or property; to make, withdraw or waive any demand; and to make, execute and deliver notes, obligations, guaranties, indorsements, assignments, receipts, waivers, acquittances, indemnities, agreements and, without limitation, other instruments and property, as such officers, agents, or signatories, or any of them, acting pursuant to this authorization may in his or their discretion deem advisable.

Certification of Signatures

5. That the Secretary or any Assistant Secretary of this corporation be and hereby is authorized and directed to certify to the Bank the names of all officers of this corporation and other persons authorized to sign for it as herein provided and the offices respectively held by them, if any, together with specimens of their signatures, whether facsimile or otherwise, and from time to time thereafter to certify such changes as may be made; and the Bank shall be fully protected in relying on any such certification and shall be indemnified and held harmless from any loss, cost, damage or expense resulting from, or arising out of, the honoring of any signatures so certified or the refusal to honor any signature not so certified.

Reliance and Revocation

6. That all transactions heretofore had on behalf of this corporation with the Bank be and hereby are ratified, confirmed and approved and the Bank is hereby authorized to rely upon this resolution and the certificate of the secretary or assistant secretary of this corporation that the Certificate of Incorporation of this corporation and all amendments thereto do not contain any provisions requiring any vote or consent of the shareholders of this corporation to authorize any mortgage or pledge of or creation of a security interest in all or any part of this corporation's property, or any interest therein, until written notice of the revocation of these resolutions or of the amendment of the Certificate of Incorporation has been received by the person in charge of any office at which an account of this corporation may be maintained.

I hereby CERTIFY that the names and signatures of the persons holding the titles, if any, referred to in the foregoing resolutions are as follows:

NAME	TITLE OF OFFICER	SIGNATURE
Ellsworth H. Bedette	Supervisor	<i>Ellsworth H. Bedette</i>
Betty B. Stubbings	Town Clerk	<i>Betty B. Stubbings</i>
Andrew Baran	Deputy Supervisor	<i>Andrew Baran</i>

Witness my hand and the seal of the corporation this 11th day of January, 1973

*Betty B. Stubbings*  
Secretary

(SEAL)

**Certified Copy of Corporate  
Banking Resolutions**

Dated \_\_\_\_\_

TO \_\_\_\_\_

**INSTRUCTIONS**

This form provides a convenient means of passing resolutions by a corporation's Board of Directors for establishing and maintaining checking and borrowing accounts with us.

It is suggested that in designating authorized signatures, the authority to sign checks, drafts, notes, etc. be given to the designees as corporate officers and not to the named persons acting as such officers.

For example, such authority should be given to the President or Treasurer of the corporation rather than to John Smith, President, or Frank Brown, Treasurer. Of course, names must appear alone where the designated individuals have no official status (title).

Thereafter, if there is a change in incumbency involving no change in signing authority, delivery of a certificate of incumbency (notification to the bank of the names and signatures of the new officers, over the certificate of the Secretary, with the corporate seal impressed) is sufficient, together with signature cards.

It is advisable to avoid designations that are susceptible of varying interpretations—signing authority should be clearly stated. Some possible combinations for insertion in the blank spaces in paragraphs 2 and 4 are as follows:

- President, or Vice President or Treasurer
- President alone, or any Vice President when also signed by either the Treasurer or the Secretary
- Any one of the following—President, Vice President, Treasurer
- Any two of the following—President, Vice President, Treasurer, Secretary
- Any one of the following—President, Vice President, Treasurer, together with any one of the following—Secretary, or John Smith, or Wm. Brown.

It is emphasized that the above are merely illustrative examples. Naturally any designation to fit your needs is satisfactory to us provided it is clearly stated to avoid confusion.

It is also emphasized that designations may properly differ in paragraphs 2 and 4. For example, you may wish to authorize one signature only for checks drawn against your account, but require more than one signature for borrowing and other transactions.

This form may be used to designate authority to sign checks (paragraph 2) or to borrow or discount obligations or carry on other banking transactions (paragraph 4), or any one or more, depending upon your needs. In the interest of simplification of your files and ours, it is helpful to include all signing authorities in one set of resolutions.

Seeing no further business at hand, the motion to adjourn was made by Raymond LeRoy, seconded by Andrew Baran and carried with a vote of 4 ayes and no nos.

Respectfully submitted,

Betty B. Stubbings

January 29, 1973

A Special meeting of the Town Board of the Town of Palmyra was called to order at 4:30 P.M. on January 29, 1973 at the Town Offices, 204 East Main Street, Palmyra, New York.

Those present were: Supervisor Ellsworth Bedette, Town Councilmen Raymond, LeRoy, Andrew Baran, Town Justice James Alsdorf, Town Highway Superintendent James DeBrine, Jr., and Town Clerk Betty Stubbings.

Following some discussion on the bids for the 3/4 ton pickup, a motion to award the bid for the 3/4 ton pickup to Bucknam Pontiac, (low-bidder) Palmyra, New York was made by Andrew Baran, seconded by Raymond LeRoy and carried with 4 ayes and no nos.

The possibility of the Library requesting a part of the funds from Federal Revenue Sharing was brought before the Board for discussion. ( See below)

Another item for discussion was the ~~problem of a~~ request for water in the Howell Street area.

The motion to adjourn was made by Andrew Baran, seconded by Raymond LeRoy and carried with 4 ayes and no nos.

Respectfully submitted,

Betty B. Stubbings

An item of business omitted from the minutes of the Special Meeting held on January 29, 1973 was the appointment of Raymond LeRoy and James Alsdorf as a committee to meet with the Library Committee.

LIBRARY COMMITTEE  
APPOINTED

SPECIAL  
MEETING TO  
AWARD BID FOR  
3/4 ton PICK-UP

ANNUAL REPORTS

Town of Palmyra Supervisor's Report as of December 31, 1972

<u>FUNDS</u>	<u>BALANCE 1/1/72</u>	<u>RECEIPTS</u>	<u>PAYMENTS</u>	<u>BALANCE DEC. 31, '72</u>
GENERAL TOWN WIDE	38301.50	93853.05	78453.28	53701.27
PART TOWN	15825.06	39412.82	33037.90	22199.98
HIGHWAY ITEM I & IA	8433.39	65821.62	55921.59	18333.42
HIGHWAY ITEM III MACHINERY MACH. RES.	2438.46	30154.46	23247.81	9345.11
	12754.66	647.47		13402.13
TOTAL	151993.12	30801.93	23247.81	22747.24
HIGHWAY ITEM IV	360.66	85885.56	73584.93	12661.29
FIRE PROTECTION PALMYRA	none	8000.00	8000.00	none
EAST PALMYRA	none	3750.00	3750.00	none
PORT GIBSON	none	700.00	700.00	none
WATER DISTRICTS CANANDAIGUA	4194.60	6203.43	5669.12	4728.91
JOHNSON ROAD	1605.15	1593.97	1485.05	1714.07
MAPLE AVENUE	5176.42	12657.90	11964.92	5869.40
DIVISION ST.	1343.22	1493.82	1289.62	1547.42
FEDERAL REVENUE SHARING	none	15805.00	none	15805.00

Respectively Submitted,  
Supervisor

Members of the Town Board  
Town of Palmyra, New York

Gentlemen:

I submit the following report of my activities as Town Justice from 1/1/72-12/31/72

VEHICLE AND TRAFFIC

Number of cases disposed of: 204  
 Total amount of fines and bail forfeitures collected: \$2860.00  
 Number of cases pending: 41

CIVIL CASES

Number of cases disposed of: 55  
 Total amount of fees collected: 129.00  
 Number of cases pending: 7

CONSERVATION CASES

Number of cases disposed of: 13  
 Total amount of fees and penalties collected: 55.00  
 Number of cases pending: 0

CRIMINAL CASES

Number of cases disposed of: 19  
 Total amount of fines collected: 60.00  
 Number of cases pending: 6

LABOR LAW

Number of cases disposed of: 3  
 Total amount of fines and bail forfeitures collected: 60.00  
 Number of cases pending: 0

DOG CASES

Number of cases disposed of: 51  
 Amount of fees and penalties collected: 253.50  
 Number of cases pending: 0

YOUTHFUL OFFENDER CASES

Number of cases disposed of: 0  
Cases pending: 0

MATTERS TRANSFERRED TO COUNTY COURT

Number of cases: 2

MARRIAGES

Number of ceremonies performed: 3

TOTAL NUMBER OF CASES DISPOSED OF: 335

TOTAL AMOUNT OF FINES, FORFEITURES, AND FEES COLLECTED \$3417.50

TOTAL NUMBER OF CASES PENDING: 54

Respectfully submitted,  
Harry K. White  
Town Justice

January 16, 1973

Town Board  
Palmyra, New York

Pursuant to the provisions of Section 220 of the Code of Criminal Procedure, annual report is hereby submitted by Hart B. Pierce, Jr., Town Justice. Offered for your examination and audit are the following:

Motor Vehicle Dockets: March, 1960 - March, 1963  
March, 1963 - Sept., 1964  
Sept., 1964 - August, 1966  
August, 1966 - October, 1968  
October, 1968 - December, 1969  
January, 1970 - December, 1970  
January, 1971 - December, 1971  
January, 1972 - December, 1972

Civil Dockets: October, 1961 - March, 1965  
April, 1965 - October, 1968  
October, 1968 - December, 1972

Criminal Docket: August, 1963 - December, 1972

Account is given of the number of cases handled and disposition of money received from January 1, 1972 to December 31, 1972, inclusive.

Vehicle and Traffic Law cases 250  
Criminal cases 11  
Civil cases 18  
Total cases 279

Fines or bail forfeitures on Vehicle and Traffic Law cases from January 1 through December 31 (paid to State Comptroller) \$2,137.00

Fines or bail forfeitures on Criminal cases from January 1 through December 31 (paid to State Comptroller) 270.00

Fees on Civil cases from January 1 to December 31 (paid to State Comptroller) 54.50

TOTAL PAID DIRECT TO COURT \$2,461.50

Hart B. Pierce, Jr.

Town Clerk Annual Report as of January 1, 1972 to December 31, 1972

<u>CONSERVATION LICENSES</u>	<u>NUMBER ISSUED</u>	<u>AMOUNT TO TOWN</u>
Resident Fish	429	107.25
Non. Res. Fish	2	1.00
Non. Res. 6 day Fish	3	1.50
Free Fish	15	-----
Res. Hunt	307	76.75
Free Hunt	27	-----
Non. Res. Hunt	1	.50

Town Clerk's Report Cont'd

CONSERVATION LICENSES	NUMBER ISSUED	AMOUNT TO TOWN
Hunt & Fish Combo.	295	73.75
Res. Big Game	532	133.00
Non. Res. Big Game	3	1.50
Free Big Game	26	-----
Archery Stamps	69	17.25
Trapping	19	4.75
TOTAL LICENSES ISSUED	1,728	\$417.25
<u>DOG LICENSES</u>		
1972 Licenses issued	755	188.75
1973 Licenses issued	354	88.50
<u>MARRIAGE LICENSES</u>		
Marriage Licenses	66 @ \$1.50	99.00
Marriage Certificates	66 @ \$1.00	66.00
<u>BUILDING PERMITS</u>		
Total permits issued	56	270.00
<u>AUTO JUNKYARD LICENSES</u>		
	3 @ \$25.00	75.00
<u>VARIANCE FEES</u>		
Zoning	11 @ \$25.00	275.00
Planning Board Hearing	1	20.00
<u>CERTIFIED COPIES</u>		
Marriage Transcripts	9	18.00
<u>REGISTRAR FEES</u>		
Birth Transcripts	12	24.00
Death Transcripts	24	48.00
FEES PAID SUPERVISOR		\$1,636.60
FEES PAID COUNTY CLERK		7,736.50
FEES PAID COUNTY TREASURER		
1972 licenses		1,814.70
1973 licenses		818.40
FEES PAID N.Y.S. DEPT. OF HEALTH		33.00

Respectfully submitted,  
Betty B. Stubbings, Town Clerk

December, 1972

This year there has been the usual requests in regards to genealogy. It is rather difficult to go back before the Civil War as there are very few records prior to that time. A file at the library is a great help!

A Junior High student of the Webster school district wrote for information on the Mormons. I tried to send her material that would be of interest to her age group.

I've tried to attend the meetings for the Wayne County Sesquicentennial. I've joined the Exhibit Committee and enjoy it very much.

In September during Canal Days I put an exhibit of dolls and toys in a store window and also helped several other merchants with their displays.

I have continued to cut items out of the papers that pertain to Palmyra and also the obituaries which I believe will help future historians.

I have also started taking pictures of buildings that are to be torn down so that in the future we will be able to see how these areas did look.

XX

I attended several meetings at the Wayne County Museum sponsored by the Sesquicentennial exhibit committee. However, as I was interested in how to interview people with a recorder, and they were giving a course on photography, I did not attend all the meetings.

Respectfully submitted,  
Lorene D. Warner,  
Palmyra Town Historian



A public hearing was held at the office of the Town Clerk of the Town of Palmyra on the 8th day of February, 1973.

Those present were Raymond LeRoy, Harry White, James Alsdorf, Andrew Baran, and Supervisor Bedette. The Town Clerk was asked to read the printed notice of the public hearing and the proof of publication.

James Kaufman, attorney, said that he was speaking for the applicant Bridgeport Crating Company of Bridgeport, New York, and introduced Edward Winans and William Winans, who were principals in said corporation. He indicated that the subject property was proposed to be used for wood-working shop to make what he determined finished palates. It was indicated that the present area was agricultural or conservation use. He did indicate that he felt that there was a preexisting use and that a use had not been abandoned. It was indicated that this was formerly a crout factory and after a crout factory it had been used for various minor manufacturing or related uses until the most recent user who was a maker of patio blocks. Mr. Kaufman stated that he knew that the use had not been abandoned because he had most recently drawn a lease for said premises. Mr. Kaufman was asked where the plans were. Mr. Kaufman indicated that Bridgeport was going to improve the main structure and keep one of the other structures but take down the rest of the buildings. He indicated it would be their intention to employ a local labor force of five employees to start with. He felt that they were not asking for a substantial variance and were the variance not granted that it would be prejudicial to the area.

Mr. Edward Winans said that Bridgeport was a locally owned and operated business employing approximately thirty people. It was not a lumber mill but rather handled fabrication of parts. He indicated that eighty percent of their work was fabrication. He stated that they used precut material and kept sawing to a minimum. The largest saw which they had is a three to five horsepower saw which has a fourteen inch blade. He

He stated that the reason they had moved to Palmyra or this area was that they hoped to supply not only Sylvania Electric to whom they needed to be closer to but also Xerox and Kodak. He indicated that their palate was that of a customized palate.

Mr. William Winans indicated that he was for the proposal.

In opposition to the proposal, Thomas Soleberg, the closest neighbor, a practicing lawyer in Rochester, New York, who resides in the nearest residence appeared. He indicated that he spoke for Paul Scofield, R. Jacobs, Gerald Campbell and several other of the neighbors. He made several points. (1) That this is a proposal for a nonconforming use of the premises and that every information that he had available to him said the last manufacturing on this property took place in May of 1966. He indicated that there was no manufacturing on the premises on the date of the adoption of the ordinance, October 16, 1966. In addition, he said that the use had been abandoned. He indicated further that it had been abandoned for more than a year. He said that his land abuts the property and he looks down on the property. He felt there should be no industry north of the canal. He further indicated that the plant was there when he purchased his premises, but he had been informed it was subject to the current uses and he relied upon this information when he made his investment. He did acknowledge that the premises were not a thing of beauty and he felt the Town should require the premises to be raised. In addition to this he mentioned that junk autos had been abandoned there and they should be hauled out and the railroad bed should be closed to traffic.

Mr. Kaufman in his rebuttal indicated that in 1970-71 he had drawn a lease for the patio block. Mr. Soleberg indicated that the bridge was a single lane bridge and too narrow. Mr. Kaufman stated that the traffic flow to the business there would not increase terrifically the

- 3 -

traffic over the bridge. In response to a question, he said the main building they would generally keep, they would level the rest of the place and they would designate a parking lot and fill into the railroad property. All the other standing walls or parts of buildings would be coming down. The actual work would be inside and that they were a light manufacturing business and that most of the lumber and parts that they would be working with would be stored inside.

There being no further questions, the meeting was closed and the parties were thanked for their interest and attention.

February 8, 1973

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The Public Hearing on Re-Zoning scheduled for this time and place was opened at 7:30 P.M. by Supervisor Bedette. Town Officers present were: Town Councilmen Raymond LeRoy and Andrew Baran, Town Justices Harry White and James Alsdorf, Zoning Enforcement Officer Francis Toole and Town Clerk Betty Stubbings.

PUBLIC HEARING

The Clerk read the Notice of Public Hearing.

Interested people attending the hearing were: Roger and Betty Lou Yost, James Cleason, Steve Holdridge, James L. Kaufman, Thomas A. Solberg, Rod Graybill, John Lagana, Jean McGee, Edward Winans, Russell Bowerman, William Winans, Jane Nesbitt, Rebecca Kommer, Betty Alderman, Vincent Smith, M.D., Milly Lynch, and Ann Leno.

RE-ZONING

CLEASON

PROPERTY

Town Attorney Paul Rubery and Town Highway Superintendent James DeBrine, Jr. joined the meeting at this time.

Supervisor Bedette asked for statements, both pro and con, to the Town Board in regard to the Re-Zoning of the Cleason property as described in the Notice of Public Hearing. James Cleason was in favor of the Re-Zoning but made no statement. There were no objections.

A motion to close this Public Hearing was made by Harry White, seconded by Raymond LeRoy and carried with 4 ayes and no nos. Andrew Baran abstained.

The Public Hearing requested by the Bridgeport Crating Co., of Bridgeport, New York and scheduled for 7:45 P.M. was called to order by Supervisor Bedette.

PUBLIC HEARING

The Clerk read the Notice of Public Hearing.

BRIDGEPORT CRATING CO.

Mr. Bedette asked for statements in regard to this Variance and James Kaufman, Attorney for the prospective owners, Mr. Edward Winans and son William Winans, was the first to speak, stating reasons why the Board should grant this Variance. Mr. Edward Winans also spoke in his own behalf. Mr. Thomas Solberg, Attorney, representing himself and several neighbors, spoke in objection to the Board granting this Variance. The Clerk read letters from Mr. A. Jacobs, Mr. & Mrs. Paul Scofield, Mr. & Mrs. Gerald Campbell, all expressing objections to the granting of the Variance. After considerable discussion, with the Board members asking numerous questions, Supervisor Bedette asked those in attendance to express their feelings, pro and con. Those in favor were Mr. Edward and William Winans, James Kaufman, Rod Graybill and Steve Holdridge. Those objecting were Mr. & Mrs. Yost and Mr. Solberg.

A motion to close this Public Hearing was made by Raymond LeRoy, seconded by Andrew Baran and was passed with a vote of 5 ayes and no nos. Hearing closed at 8:20 P.M..

At this time, the regular meeting of the Town Board of the Town of Palmyra was opened by Supervisor Bedette.

The Clerk read the minutes of the regular January meeting and a special meeting held January 29, 1973. Two corrections were made in the minutes, (1) that the bids awarded to H. W. Sherburne and Bucknaw Pontiac for the 2 new trucks were the low bids, and (2) at the special meeting in January, a Library Committee was appointed, James Alsdorf and Raymond LeRoy.

MINUTES READ

& CORRECTED

With a motion by Raymond LeRoy, seconded by Andrew Baran, the Minutes were accepted as corrected. Motion carried with 5 ayes and no nos.

Before continuing under old business, Supervisor Bedette asked Dr. Vincent Smith to approach the Board. Dr. Smith stated a request for Village water to property located on East Foster Street which is not served by any Water District. A petition signed by ten(10) neighbors or land-owners in the area asking the Town to establish either a new water district, an extension to an existing Water District, or a Permissive Service area was presented to the Town Board. Mr. Tony Malone, Town Engineer, of Hershey-Malone Associates, appeared before the Board to present 4 alternatives to solving this request for water. Supervisor Bedette assured Dr. Smith and the interested persons attending the meeting in his behalf that the Town Board would do everything possible to supply Dr. Smith's property with water.

REQUEST OF  
WATER  
DR.V.E.SMITH

At this time, a committee from the Library (King's Daughters Free Library), Mrs. H. Nesbitt, Mrs. F. Alderman and Mrs. E. Kommer appeared before the Town Board to ask for a part of funds from Federal Revenue-Sharing. Mrs. Nesbitt explained the need for funds in a number of areas. A meeting with the Town's Library Committee and a committee from the Library will be held Wednesday, February 21, 1973 at 7:30 P.M. at the Town Offices.

LIBRARY COMM.  
REQUESTS  
FED. REV. SHARING  
FUNDS

A request from George and Carolyn Hall for Water Service to a new home being built on Maple Avenue was approved by the Board. The motion was made by Raymond LeRoy, seconded by Andrew Baran and carried with a vote of 5 ayes and no nos.

REQUEST FOR  
WATER(HALL)

The Clerk presented the final 3 applications for Annual Permits for the operation of Mobile Home Parks to the Board. A motion made by Harry White, seconded by Raymond LeRoy gave approval for the Annual Permits for Walter Pulcini, Floyd Blondell, and Waterways Trailer Park. Motion carried with 5 ayes and no nos.

APPROVAL OF  
PERMITS FOR  
MOBILEHOME  
PARKS

A letter from the Village of Palmyra requesting the use of 2 Voting Machines for the Village Elections was read by the Clerk. A motion made by Raymond LeRoy, seconded by Andrew Baran gave approval to the Village's request and was carried with 5 ayes and no nos.

VILLAGE REQUEST  
ELECTION MACHINES

A letter was received from VanParys Associates suggesting a change in the Bond plan for the Town Officers and employees. They suggested a Blanket Bond covering all Town Officers and employees. A motion by Andrew Baran, seconded by Harry White that the Town adopt the Blanket Bond plan subject to the Town Attorney's review, was carried with a vote of 5 ayes and no nos.

ADOPTION OF  
BLANKET BOND PLAN

A letter from Betty Lou Yoist, Floodman Road, Palmyra was read by the Clerk. She requested approval by the Board to establish and operate a Beauty Shop in her home. By motion of Harry White, seconded by James Alsdorf, the Board referred this matter to the Planning Board. Motion carried with 5 ayes and no nos.

REQUEST FOR  
BEAUTY SHOP

The application of Leonard Maier who requested a Variance to open a Bakery on Route 31 was again presented to the Board. It was found that Mr. Maier had complied with all the conditions set down by the Board at the January meeting except for the sign. A motion made by Harry White, seconded by Raymond LeRoy gave approval to Mr. Maier's application and he can open but cannot erect a sign unless it complies with Zoning regulations. Motion carried with 5 ayes and no nos.

APPROVAL OF  
MAIER APPLICATION  
(BAKERY)

The Town Board received a letter of resignation from Charles Richardson, stating that he could no longer serve on the Zoning Board

C. RICHARDSON'S  
RESIGNATION



wayne county planning board

March 5, 1973

Mr. Paul Rubery, Attorney  
Town of Palmyra  
170 East Main Street  
Palmyra, NY 14522

Dear Paul,

The Planning Board reviewed the request by the Town of Palmyra to rezone land around by Cleason's to an industrial classification.

Our recommendation is that the land is well located for industrial activity and we therefore think that the rezoning is appropriate.

Sincerely,

Robert R. Peterson  
Director

RRP/mm

of Appeals. He offered the name of Carl (Joe) Suhr as a replacement. A motion to accept Mr. Richardson's resignation was made by Andrew Baran seconded by James Alsdorf and carried with 5 ayes and no nos.

A motion to set the salary of James Alsdorf, Town Justice at \$2000 for 1973 was made by Raymond LeRoy, seconded by Andrew Baran and carried with a vote of 4 ayes and no nos, James Alsdorf abstaining.

SALARY

A motion to authorize Supervisor Bedette's signing the Annual Contract with United Appraisal for \$1500.00 for 1973 was made by Andrew Baran, seconded by Raymond LeRoy and carried with 5 ayes and no nos.

*Motion  
United  
Appraisal*

A reminder was made to the Town Board that another member should be appointed to the Board of Assessment review.

The Town Board decided to follow last year's decisions on the following items: Monthly meetings, Cemetery caretakers, Committees, Authorization to pay bills prior to audit, and the Town Clerk to countersign checks.

The following letter was received by the Town Board from Andrew Baran in regard to the Re-Zoning of the Cleason Property.

Route 31  
Palmyra, New York 14522

January 11, 1973

Supervisor of the Town of Palmyra and  
Town Board of the Town of Palmyra  
Town Office  
Palmyra, New York 14522

*Letter  
Regarding  
Cleason  
Property*

Gentlemen:

The Cleason Equipment Co., Inc. has received various requests to petition this Board to rezone a portion of the land which they own on the north side of Route 31 in the Town of Palmyra. You will recall, that this land was first identified as possible industrial zoned land after a land use study by the County Planner and his staff. The matter has been discussed thoroughly with the Town Planning Board, and they recommend that the land be rezoned industrial.

To satisfy the statutory requirements, I would appreciate your considering this a petition to rezone the following land as industrial: ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Palmyra, bounded and described as follows: Commencing at a point which is the intersection of the centerline of New York State Highway Route 31 and Vienna Road; thence northerly from said point and the same course as the centerline of Vienna Road if extended to the north to the lands of the Department of Transportation State of New York Department of Canals; thence westerly along the southerly line of lands of the Department of Transportation State of New York Department of Canals to a point in the westerly line of Cleason Equipment Co., Inc. which is the easterly line of one Bows or Wizeman; thence southerly along the easterly line of one Bows or Wizeman to the point where said line intersects with New York State Highway Route 31; Thence easterly along the centerline of New York State Highway Route 31 to the point and place of beginning.

This land is currently zoned in its westerly two-thirds portion commercial, and the easterly one-third portion residential.

In accordance with the Town Law, I would like it to be on notice that I as a Town Official and my wife are stockholders in Cleason Equipment Co., Inc., and I am the President of this corporation.

I was reluctant to make this application but was encouraged to do so by the County Planning Department and thereafter by the Town Planning Board.

Thank you for your consideration,

Very truly yours,  
Andrew Baran

A copy of the following letter was sent to Donald Sinclair, Donald Halsey, Robert DeSmith, Raymond Gannon, Elba H. Butler, Louis Wizeman and John R. Hansen.

*Letter sent out regarding rezoning*

Dear \_\_\_\_\_:

Your attention is called to the possible rezoning of a certain area currently zoned commercial-residential in the Town of Palmyra on the north side of Route 31. The premises to be rezoned are bounded and described as follows: being premises north of Route 31, south of the Barge Canal lands, west of a line which would be an extension of the centerline of Vienna Road where it meets the centerline of Route 31 and easterly of the easterly boundary of lands of one Wiseman or Bove as they are on the north side of Route 31. The premises are owned by Cleason Equipment Co., Inc.

You are entitled to be present at the Town Clerk's Office at a public hearing concerning this proposed amendment and change of zone scheduled for 7:30 P.M. on February 8, 1973.

If there should be any question, please do not hesitate to contact your Supervisor, Town Clerk or members of the Town Board.

This proposed change is in line with a recommendation previously made to the Town Planning Board by the Wayne County Planner.

Very truly yours,  
Town Clerk

*Proposed Amendment of the Zoning Map*

Following some discussion on the Proposed Amendment of the Zoning Map of the Town of Palmyra, a Resolution offered by Harry White was seconded by Raymond LeRoy and carried with 4 ayes and no nos, Andrew Baran abstaining, that the Town Board of the Town of Palmyra approve the Amendment to the Zoning Ordinance of the Town of Palmyra, Article II, Section 2.1 creating an Industrial Zone to be bounded and described as follows:

All that tract or parcel of land situated on the North side of Route 31 commencing at a point in the Centerline of Route 31 at its Intersection with the Centerline of Vienna Road, thence North-erly and perpendicular to Route 31 to the Southerly boundary line of the N.Y.S. Department of Transportation, Canal Division, (Barge Canal), thence Westerly along the Southerly boundary of the Barge Canal lands to a point where the Southerly boundary of the Canal lands intersects with the Westerly boundary of the land of the Cleason Equipment Company, thence Southerly along lands of one Bove to the Centerline of Route 31, thence Easterly along the Centerline of Route 31 to the place and point of beginning:

*Bridgeport Crating Co. referred to Planning Bd*

At this time, the Board discussed the Public Hearing for the Bridgeport Crating Company. The Board decided to defer decision on this matter until next meeting, also to refer this request to the Planning Board for a recommendation from them.

Francis Toole, Zoning Enforcement Officer, asked the Board for further instructions on their request to send notices of Violation to David VanderMolen, Fred Vanderwall, and Arnold Pechler. The Board advised Mr. Toole to serve the notices.

*Request from land for Village Barn*

Harry White presented to the Board for their consideration, a letter from Fred Aferman requesting the use of Town land (250 x 250 ft.) for a Village Barn. The Board gave Preliminary permission to the Village to proceed with plans for this project.

James DeBrine, Jr., Town Highway Superintendent, came before the Board to present some requests from the Highway Department.

*Discussion of signs*

A discussion was held on a request from the County Highway Dept. about the possibility of the Town being interested in replacing Town Road signs with the same type of sign the County will be using this Summer and Fall when the County replaces the County Road signs. Mr. DeBrine will obtain the necessary information, such as, number of signs, approximate expense involved, before the Board will make a decision.

*Motion passed*

A request from Mr. DeBrine for 2 new tires for the Loader was approved by motion of Harry White and seconded by Andrew Baran. Motion carried with 5 ayes and no nos.



A discussion on the need to replace the Grader this year resulted in the Board authorizing the Highway Committee to check into State sales of Road Equipment.

A motion made by Raymond LeRoy, seconded by Andrew Baran that the following bills be paid was passed with a vote of 5 ayes and no nos.

General Fund	\$3,094.39
Part Town Fund	113,700.00
Highway Item I & IA	97.48
Highway Item III	1,634.12
Highway Item IV	13,804.56
Total	\$32,330.55

The motion to adjourn was made by Andrew Baran, seconded by Raymond LeRoy and was carried with a vote of 5 ayes and no nos.

Respectfully submitted,

*Betty B. Stubbings*  
Betty B. Stubbings, Town Clerk

February 21, 1973

A Special meeting of the Town Board of the Town of Palmyra was held on Wednesday, February 21, 1973 at 7:45 P.M. in the Town Offices, 204 East Main Street, Palmyra, New York.

Those present were Supervisor Ellsworth Bedette, Town Councilmen Raymond LeRoy and Andrew Baran, and Town Justice James Alsdorf.

The purpose of this meeting was to act on a Resolution in regard to flood insurance, available as authorized by the National Flood Insurance Act of 1968.

The following Resolution was offered by Raymond LeRoy, seconded by James Alsdorf and passed with a vote of 4 ayes and no nos.

WHEREAS, certain areas of the Town of Palmyra are subject to periodic flooding and/or mudslides from the Ganargua Creek causing serious damages to residential properties within these areas; and

WHEREAS, relief is available in the form of flood insurance as authorized by the National Flood Insurance Act of 1968 as amended; and

WHEREAS, it is the intent of this Board to ~~comply with~~ comply with land use and management criteria regulations as required in said act; and

WHEREAS, it is also the intent of this BOARD to recognize and duly evaluate flood and/or mudslide hazards in all official actions relating to land use in the flood plain and/or mudslide areas having special flood and/or mudslide hazards; and

WHEREAS, The Code Citations of any State enabling legislation and of any resulting county, city, town or village ordinance that authorizes this TOWN to adopt land use and control measures is TOWN LAW.

NOW, THEREFORE, BE IT RESOLVED, that this BOARD hereby assures the Federal Insurance Administration that it takes the following legislative action

(1) Appoints Supervisor, Town of Palmyra with the responsibility, authority, and means to:

(a) Delineate or assist the Administrator, at his request, in delineating the limits of the areas having special flood and/or mudslide hazards on available local maps of sufficient scale to identify the location of building sites.

(b) Provide such information as the Administrator ~~and~~ of the flood

plain and/or mudslide area.

(c) Maintain for public inspection and furnishing upon request, with respect to each area having special flood hazards, information on elevations (in relation to mean sea level) of the lowest floors of all new or substantially improved structures; and

(d) Cooperate with Federal, State, and local agencies and private firms which undertake to study, survey, map, and identify flood plain or mudslide areas, and cooperate with neighboring communities with respect to management of adjoining flood plain and/or mudslide areas in order to prevent aggravation of existing hazards.

(e) Submit on the anniversary date of the community's initial eligibility, an annual report to the Administrator on the progress made during the past year within the community in the development and implementation of flood plain and/or mudslide area management measures.

(2) Take such other official action as may be reasonably necessary to carry out the objectives of the program.

BE IT FURTHER RESOLVED, that this BOARD hereby appoints Supervisor, Town of Palmyra, with the overall responsibility, authority and means to implement all commitments made herein.

The following Resolution for Enforcement of the TOWN OF PALMYRA ZONING ORDINANCE was offered by James Alsdorf, seconded by Raymond LeRoy and passed with 4 ayes and no nos.

WHEREAS, the Town has adopted and is enforcing the TOWN OF PALMYRA ZONING ORDINANCE and

WHEREAS, Section 8.2 of the ZONING ORDINANCE OF THE TOWN OF PALMYRA as adopted by the TOWN OF PALMYRA prohibits any person, firm or corporation from erecting, constructing, enlarging, altering, repairing, improving, moving or demolishing any building or structure without first obtaining a separate building permit for each building or structure from the ZONING ENFORCEMENT OFFICER.

WHEREAS, THE ZONING ENFORCEMENT OFFICER must examine all plans and specifications for the proposed construction when application is made to him for a building permit, and

NOW, THEREFORE, BE IT RESOLVED by the TOWN BOARD of the TOWN OF PALMYRA as follows:

1. That the ZONING ENFORCEMENT OFFICER for the TOWN OF PALMYRA when reviewing applications for building permits, including the plans and specifications for the proposed construction, will review all building permit applications to determine if the proposed construction is consistent with the need to minimize flood damage.
2. That the ZONING ENFORCEMENT OFFICER shall review all building permit applications to determine if the site of the proposed construction is reasonably safe from flooding and to make recommendations for construction in all locations which have flood hazards.
3. That the ZONING ENFORCEMENT OFFICER in reviewing all applications for construction in flood hazard locations within the TOWN OF PALMYRA shall require that any such proposed construction must:
  - a. Be designed and anchored to prevent the flotation, collapse or lateral movement of the structure or portions of the structure due to flooding.
  - b. Use of construction materials and utility equipment that are resistant to flood damage.
  - c. Use of construction methods and practices that will minimize flood damage.
  - d. Provide adequate drainage in order to reduce exposure to flood hazards.
  - e. Locate public utilities and facilities on the site in such a manner as to be elevated and constructed to minimize or eliminate flood damage, such utilities and facilities including sewer, gas, electrical and water systems.
4. It is further resolved that the ZONING ENFORCEMENT OFFICER in reviewing all subdivision applications shall make findings of fact and determine if:
  - a. All such proposed developments are consistent with the need to minimize flood damage.
  - b. Adequate drainage is provided so as to reduce exposure to flood hazards.
  - c. Adequate drainage is provided so as not to increase the exposure to flood hazards of adjacent lands.
  - d. All public utilities and facilities are located, elevated

**NOTICE OF PUBLIC HEARING.**  
 NOTICE is hereby given that a public hearing will be held by the Town Board of the Town of Palmyra, the County of Wayne and the State of New York, at the office of the Town Clerk, 204 East Main Street, in the Town of Palmyra, on the 8th day of February, 1973 at 7:30 o'clock in the evening of said day upon the Proposed Amendment of the Zoning Map of the Town of Palmyra as recommended to the Town Board by the Planning Board of the Town of Palmyra which Amendment provided is as follows:

That the Zoning Map of the Town of Palmyra be amended to reflect the creation of an Industrial Zone which Zone would be bounded and described as follows: All that tract or parcel of land situated on the North side of Route 31 commencing at a point in the Centerline of Route 31 at its intersection with the Centerline of Vienna Road, thence Northerly and perpendicular to Route 31 to the Southern boundary line of the N.Y.S. Department of Transportation Canal Division (Barge Canal) thence Westerly along the Southern boundary of the Barge Canal lands to a point where the Southern boundary of the Canal lands intersects with the Westerly boundary of the land of the Cleason Equipment Company, thence South along the

Route 31 to the place of point of beginning. Being the intention to Re-Zone the above property which is presently zoned C-2 Commercial in its Western portion and R-2 Residential in its Eastern portion in accordance with the recommendation of the Planning Board of the Town of Palmyra and the Wayne County Planner.

The said Town Board will at said time and place hear all persons in support of said Proposed Amendment to the Zoning Map of the Town of Palmyra or any objections thereto. Persons may appear in person or by Attorney or Agent. Dated: January 22, 1973.

By Order of the Town Board of the Town of Palmyra  
 Betty B. Stubbings  
 Town Clerk

STATE OF NEW YORK,  
 COUNTY OF WAYNE

ss:

Darlene E. Matteson

Secretary

being duly sworn, says that she is the  
 of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at Palmyra, Wayne County, N. Y., and that a Legal Notice of which the annexed printed slip is a true copy, was duly published therein once in each week for one ~~two~~ weeks, beginning Jan. 24, 1973 and ending Jan. 24, 1973

Darlene E. Matteson

Sworn before me this 25 TH day of January 1973

Frank R. Galusha  
 Notary Public, Wayne County.

FRANK R. GALUSHA, Notary Public  
 State of New York, Warren County  
 Commission Expires March 30, 1973  
 Fees \$16.56

Darlene E. Matteson

Secretary

being duly sworn, says that she is the  
 of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at Palmyra, Wayne County, N. Y., and that a Legal Notice of which the annexed printed slip is a true copy, was duly published therein once in each week for one ~~two~~ weeks, beginning Mar. 7, 1973 and ending Mar. 7, 1973

Darlene E. Matteson

Sworn before me this 16 TH day of March 1973

Frank R. Galusha  
 Notary Public, Wayne County.

FRANK R. GALUSHA, Notary Public  
 State of New York, Warren County  
 Commission Expires March 30, 1973  
 Fees \$24.96

these utilities and facilities to include sewer, gas, electrical and water systems.

A motion to adjourn this Special meeting was made by Andrew Baran, seconded by Raymond LeRoy and was passed with 4 ayes and no nos.

STATE OF NEW YORK, ) ss:  
COUNTY OF WAYNE )

Darlene E. Matteson  
Secretary

being duly sworn, says that she is the \_\_\_\_\_  
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at  
Palmyra, Wayne County, N. Y., and that a Legal Notice  
of which the annexed printed slip is a true copy, was duly published therein once in  
each week for \_\_\_\_\_ week beginning \_\_\_\_\_  
and ending Jan. 24, 1973

Sworn before me this \_\_\_\_\_ day of \_\_\_\_\_ 1973  
\_\_\_\_\_ 20TH  
FRANK R. GANUSHA, Notary Public  
State of New York, Wayne County  
Notary Public, Wayne County, N.Y. 1973

**NOTICE OF PUBLIC HEARING**  
**TOWN OF PALMYRA**  
**PLEASE TAKE NOTICE** that the Town Board of the Town of Palmyra will hold a Public Hearing at 7:45 p.m., Eastern Standard Time on the 8th day of February, 1973 at the Town Clerk's Office at 204 East Main Street, Palmyra for the purpose of hearing:

The application of the Bridgeport Crating Co. Inc., Bridgeport, New York for a variance to use an existing factory building, presently partially devoted to patio blocks and, incidentally, a sales outlet for patio blocks.

The premises bounded on the North and West by lands formerly owned by a Campbell on the South by the West Shore Railroad and on the East by the Highway the East Palmyra-Port Gibson Road.

The said Town Board will at said time and place hear all persons in support of said application or any objection thereto. Persons may appear in person or by attorney or agent.

Dated January 23, 1973  
Town Board of  
the Town of Palmyra  
Betsy B. Stubbings  
Town Clerk

J24

March 8, 1973

The regular meeting of the Town Board of the Town of Palmyra was held Thursday, March 8, 1973 at the Town Offices, 204 East Main Street, Palmyra, New York. Supervisor Bedette opened the meeting at 7:30 P.M. Town Officers present were: Supervisor Ellsworth Bedette, Town Councilmen Raymond LeRoy and Andrew Baran, Town Justices Harry White and James Alsdorf, Zoning Enforcement Officer Francis Toole, Town Clerk Betty B. Stubbings. Town Highway Superintendent James DeBrine, Jr. joined the meeting later.

The following interested persons attended the meeting: Tim Jeffrey, Don Jeffrey, Noriko Haneda, American Field <sup>Service</sup> Student at Palmyra-Macedon Central School and Judson Roney.

The Clerk read the minutes of the regular meeting in February and a special meeting held on February 21, 1973. A motion made by Andrew Baran, seconded by Raymond LeRoy, to accept the minutes as read was passed with a vote of 5 ayes and no nos.

Before the Board undertook any business, Judson Roney introduced Noriko Haneda, the American Field Service Student from Japan, who is attending Palmyra-Macedon Central School this year. She is making her home with Mr. & Mrs. Roney and family. Noriko was warmly welcomed and invited to stay for the rest of the meeting. She expressed her interest in finding out how our form of government works.

Next to appear before the Board was Don Jeffrey. He presented an application for the construction of new garages for the trucks used in conjunction with his business. The members of the Town Board reviewed the application, asked questions of Mr. Jeffrey and made the decision to refer this request to the Planning Board who will meet Tuesday, March 13, 1973. Mr. Jeffrey was also advised that a Public Hearing will be necessary before a decision can be made by the Town Board.

*Jeffrey  
Request  
for garages*

The Statement of Financial Position 1-1-1973 and the 1972 Financial Report from the Palmyra Emergency Volunteer Ambulance Service, Inc. was presented to the Board.

A letter from the Pal-Mac Clergy Council, Wm. Emblidge, Secretary was read by the Clerk. This letter requested permission from the Town Board for the use of the old Palmyra Cemetery on Church Street for an Easter Dawn Service. A motion made by James Alsdorf, seconded by Raymond LeRoy granted approval to this request and was carried with 5 ayes and no nos.

*Request  
for use  
of Cemetery  
for Easter  
Service*

The following Resolution transferring \$38.08 from the Contingent Account to East Palmyra Account SF2-3410.4 was offered by Raymond LeRoy, seconded by Andrew Baran and passed with 5 ayes and no nos.

*Resolution  
Transferring  
Funds to  
Fire Dept*

WHEREAS: the East Palmyra Fire Protection District contract was terminated a year in advance of its original term in accord with a request of the East Palmyra Fire Department, Inc. because of increased costs and WHEREAS, it was necessary to advertise the terms of a new contract to supplement the terms of the existing contract and no funds had been set aside to cover the cost of advertising the new proposed contract for the East Palmyra Fire Protection District and WHEREAS, said charge is a proper charge to be borne by the residents of the East Palmyra Fire Protection District, THEREFORE, BE IT RESOLVED, that \$38.08 of the Contingent Account be transferred to Account SF2-3410.4.

The following Resolution offered by Harry White, seconded by Raymond LeRoy was passed with a vote of 5 ayes and no nos.

*Resolution  
Patsy Hickey*

WHEREAS, Patrick ("Patsy") Hickey has been a merchant in Palmyra for fifty-one years, has always been held high in the esteem of his customers and fellow businessmen and has endeared himself to the entire community by his unflinching high principles and good humor; and WHEREAS, Patsy has made it known that he will soon retire from active business; now therefore be it

RESOLVED, that this Town Board, in behalf of the people of the Town of Palmyra, hereby express gratitude to Patsy Hickey for many years of service to the community and sincere best wishes for many years of health and happiness.

*Palmyra  
Kings  
Daughters  
Free  
Library  
Funds  
Resolution*

Next on the agenda was the report from the Library Committee of the Town Board, Raymond LeRoy and James Alsdorf, on the meeting with a committee from the Palmyra Kings Daughters Free Library, Inc. held on Wednesday, February 21, 1973. Supervisor Bedette also attended this meeting. The committee from the Library clarified their need of funds and requested an additional \$1000.00.

WHEREAS, the Town of Palmyra has budgeted \$2,000.00 to support the Palmyra Kings Daughters Free Library, Inc. and WHEREAS, a contract setting forth terms and conditions for the funds advanced to the Library has been executed by the Library Board and forwarded to this Board for its execution and said contract has been approved in form by the Town Attorney, BE IT RESOLVED, that the Town Board execute the contract with the Kings Daughters Free Library, Inc. pursuant to which the budgeted \$2,000.00, pursuant to contract, will be paid. WHEREAS, the Library Committee of the Town Board has investigated the needs of the Library Board as outlined at a prior Town Board meeting and determined the Library Board has asked for \$1,000.00 to assist in improving its service to the community.

The following Resolution introduced by James Alsdorf, seconded by Raymond LeRoy was approved with a vote of 5 ayes and no nos.

BE IT RESOLVED, that the Library Board be advised an additional \$1,000.00 for the year 1973, which \$1,000.00 shall be charged to the Revenue Sharing Funds received by the Town and shall be paid to the Library pursuant to the general terms of the existing contract and that the Town Board be authorized to execute an amendment to the existing contract or an amended contract whichever is determined to be necessary.

*Motion:  
Yost  
Beauty  
Shop*

The application of Betty Lou Yost, requesting approval from the Town Board for the operation of a beauty shop in her home on Floodman Road, was given to the Planning Board for consideration. The Planning Board recommended that the request be approved. By motion of Harry White, seconded by Raymond LeRoy, the Town Board approved Mrs. Yost's application. Motion carried with 5 ayes and no nos.

*Motion  
on Fire  
Wardens*

A motion to appoint Raymond Goosen and Ernest Coveney as Fire Wardens for 1973, per section 3-1911 of the Conservation Law was made by Harry White, seconded by Andrew Baran and was carried with 5 ayes and no nos.

*Zoning  
Violations*

Francis Toole, Zoning Enforcement Officer, discussed the Zoning violators, specifically Mr. VanderWall and Mr. VanderMolen.

Mr. VanderWall's case will need Public hearing, as he has never applied for a Variance to sell sno-mobiles.

The Town Board stated that if Mr. VanderMolen would comply with his original request, no action would be taken.

**LEGAL NOTICE  
TOWN OF PALMYRA**

The following Highways within the Town of Palmyra are hereby closed to any vehicle with a gross weight of four or more tons:  
 LeRoy Road, Hanegan Road, DeSmith Road, Jagger Road, Egnier Road, Sheridan Road, Floodman Road, Trolley Road, Cornwell Road.

Such closings shall remain in effect until further order of the Town Board of the Town of Palmyra.

By Order of  
 the Town Board of the  
 Town of Palmyra  
 March 8, 1973  
 James DeBrine Jr. Supt.

M14, 21, 28 (77)

STATE OF NEW YORK, )  
 ) ss:  
 COUNTY OF WAYNE )

Darlene E. Matteson

Secretary

being duly sworn, says that she is the \_\_\_\_\_  
 of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at Palmyra, Wayne County, N. Y., and that a Legal Notice  
 of which the annexed printed slip is a true copy, was duly published therein once in each week for TWO successive weeks, beginning Mar. 21, 1973  
 and ending Mar. 28, 1973

Darlene E. Matteson

Sworn before me this 30  
 day of March 1973

Frank R. Galusha  
 Notary Public, Wayne County.

FRANK R. GALUSHA, Notary Public  
 State of New York, Monroe County  
 Commission Expires March 30, 1975

Supervisor Bedette reported on the progress being made in regard to Dr. Vincent Smith's request for water. It is hoped that a petition for Annexation to the Village can be circulated, and, if successful, that a joint Village and Town Public Hearing can be held soon.

Harry White brought to the Board's attention that the Breemes gravel pit on Marion Road has been re-opened. The Board requested Francis Toole to check Mr. Breemes in regard to complying with Zoning regulations.

At this time, James DeBrine, Jr., Highway Superintendent, came before the Board with several items of business.

Mr. DeBrine advised the Board that it will be necessary to give notice that several Town roads will be closed to vehicles with a gross weight of 4 or more tons.

WHEREAS, the Town Highway Superintendent, James DeBrine, Jr. has notified the Town Board that the mild weather has undermined the road bed in certain Town roads and the high water table has increased the undermining of the road bed, that it is necessary to close and/or restrict the use of certain Town highways in accordance with applicable Town and Highway Laws, the following Resolution was offered by Harry White, seconded by Raymond LeRoy and passed with a vote of 5 ayes and no nos. **BE IT RESOLVED**, that the Town Highway Superintendent with the necessary consents close LeRoy Road, Hanagan Road, DeSmith Road, Jagger Road, Fagner Road, Sheriden Road, Floodman Road, Trolley Road, and Cornwell Road, and post and publish appropriate notices.

*Resolution for Legal Notice to Limit Vehicle Weight on some Town Roads*

Mr. DeBrine requested that he be allowed to get out of the glass-transporting business. A check for \$19.60 as turned in, to be turned over to the Palmyra Recreation Center. It was suggested that the Village be contacted.

No further progress was reported on the acquiring of easements on Stafford Road.

WHEREAS, the Town Highway Superintendent has reported that he has one employee eligible for Retirement and another whose physical status may prohibit or limit his ability to work for the Town and, WHEREAS, James Crawford has been on the temporary pay-roll and WHEREAS, the Town Highway Superintendent would like to put James Crawford on the full-time payroll so he would be available in the event either of the above employees would not be able to continue, because if James Crawford is continued on the temporary payroll, he will no doubt look for other employment, Harry White and James Alsdorf moved and seconded that the authorization be given to retain James Crawford as a regular employee. Motion carried with a vote of 5 ayes and no nos.

*Motion to make J. Crawford regular employee*

Mr. DeBrine asked that the following prices of Loader tires be noted in the minutes, Bill Case Tire Service - \$242.04 each, B & B Tire Sales - \$ 338.52 each, Syracuse Supply Co. - \$285.81 each. Authorization for purchase was given last meeting.

*Bids on Loader tires*

A motion giving authorization to purchase tires for the Mowing Machine at \$15.71 each for 2 Front tires, \$38.22 each for 2 Rear tires was made by Andrew Baran, seconded by Raymond LeRoy and was carried with a vote of 5 ayes and no nos.

*Motion to purchase Mowing Machine tires*

A motion authorizing the Highway Committee to secure an electrician to check one of the Town buildings was made by Raymond LeRoy, seconded by Andrew Baran and was carried with 5 ayes and no nos.

*Motion to secure electrician*



Authorization to pay the following bills was given with the motion made by Raymond LeRoy, seconded by Andrew Baran. Motion passed with 5 ayes and no nos.

GENERAL FUND	\$6,458.28
PART TOWN FUND	4,732.08
GENERAL FUND ITEM I & IA	333.94
HIGHWAY ITEM III	3,523.13
HIGHWAY ITEM IV	7,280.26
TOTAL	<u>\$22,327.69</u>

The motion to adjourn was made by Andrew Baran, seconded by Raymond LeRoy and was carried with a vote of 5 ayes and no nos.

Respectfully submitted,

*Betty B. Stubbings*  
Betty B. Stubbings

March 26, 1973

A special meeting of the Town Board of the Town of Palmyra was held Monday, March 26, 1973 at 5:30 P.M. in the Town Offices, 204 East Main Street, Palmyra, New York to review a petition presented by Don Jeffrey requesting both sides of Jeffrey Road and West side of Route 21 be zoned Commercial.

Board members present were Supervisor Ellsworth Bedette, Town Councilman Raymond LeRoy, Town Justices Harry White and James Alsdorf. Town Councilman Andrew Baran was absent.

A motion made by Harry White, seconded by Raymond LeRoy gave approval to hold a Public Hearing on Thursday, April 12, 1973 at 7:30 P. M., the next regular Town Board meeting, in regard to the Re-Zoning request. Motion carried with 4 ayes and no nos.

Tentative Equalization rates for the year were received and reviewed.

A motion by Raymond LeRoy, seconded by James Alsdorf gave approval for the Supervisor, Assessor and Town Attorney to attend hearings in Albany on April 10, 1973 at Town expense. Motion passed with 4 ayes and no nos.

A letter and map from the Village of Palmyra in regard to the request for property lease for a Highway Barn was discussed. The proposed site was agreeable with the Town Board and authorization was given the Highway Committee to proceed with negotiations.

The motion to adjourn was made by Harry White, seconded by James Alsdorf and carried with a vote of 4 ayes and no nos.

Respectfully submitted,

*Betty B. Stubbings*  
Betty E. Stubbings

*Motion for D Jeffrey Public Hearing*

*Motion to have assessor & town attorney attend hearing*

*Village Barn property lease*

public hearing will be held by the Town Board of the Town of Palmyra, the County of Wayne and the State of New York at the office of the Town Clerk, 204 East Main Street in the Town of Palmyra on the 12th day of April, 1973 at 7:30 o'clock in the evening of said day upon the Proposed Amendment to the Zoning Map of the Town of Palmyra as recommended to the Town Board by the Planning Board of the Town of Palmyra which Amendment provided is as follows:

That the Zoning Map of the Town of Palmyra be amended to reflect the creation of a Shopping Center Commercial Zone which Zone would be bounded and 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 a point in the centerline of Jeffery Road which point is 467.50 feet from the southwest corner of premises conveyed to John Bell and wife in Liber 872 of Deeds at page 394, thence north 88 degrees 17' east along lands reserved by Donald E. and Hilda E. Jeffery a distance of 403.65 feet thence south 81 degrees 49' east along lands reserved by Donald E. and Hilda E. Jeffery passing through an iron stake 150 feet distant and continuing on to the centerline of Route 21 North thence easterly continuing along the same course 600 feet to a point thence south 600 feet distant from the centerline of Route 21 North and parallel thereto to a point 200 feet south of the point of intersection of this course and an extension of the centerline of Jeffery Road, thence westerly perpendicular to the last mentioned course 600 feet to the centerline of Route 21 North, thence continuing on the same course 600 feet westerly to a point, thence northerly and parallel to the centerline of Route 21 North to a point where said line intersects with the centerline of Jeffery Road, thence westerly along the centerline of Jeffery Road to the point and place of beginning. In accordance with the recommendation of the Planning Board of the Town of Palmyra and the Wayne County Planner.

That the said Town Board will at said time and place hear all persons in support of said Proposed Amendment to the Zoning Map of the Town of Palmyra or any objections thereto. Persons may appear in person or by Attorney or Agent.

Dated: March 28, 1973

By Order of  
the Town Board of the  
Town of Palmyra,  
Bert B. Stubbings  
Town Clerk

STATE OF NEW YORK, )  
COUNTY OF WAYNE ) ss:

Darlene E. Matteson

Secretary

being duly sworn, says that she is the \_\_\_\_\_  
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at  
Palmyra, Wayne County, N. Y., and that a Legal Notice  
of which the annexed printed slip is a true copy, was duly published therein once in  
each week for two successive weeks, beginning Mar. 28, 1973  
and ending Apr. 4, 1973

Darlene E. Matteson

Sworn before me this 6 TH  
day of APRIL 1973

FRANK R. GALUSHA, Notary Public, Fee \$34.00  
State of New York, Monroe County  
Commission Expires March 30, 1975

Frank R. Galusha  
Notary Public, Wayne County.

The Public Hearing scheduled for 7:30 P.M. in the Town Office, 204 East Main Street, Palmyra for the purpose of hearing interested people in regard to petitions for the Re-Zoning of parts of Jeffrey Road and Route 21 was opened at said time by Supervisor Bedette. Town Officers present were Supervisor Bedette, Town Justices Harry White and James Alsdorf, Town Councilman Andrew Baran, Town Attorney Paul Rubery, Zoning Officer Francis Toole and Town Clerk Betty Stubbings. Interested people attending were:

- |                      |                     |                    |
|----------------------|---------------------|--------------------|
| Mrs. Richard Chapman | Carol Chapman       | Russell Bowerman   |
| DuWayne Schilling    | Donald Howey        | Thelma Pechler     |
| Arnold Pechler       | Gary Morell         | Jennie Bell        |
| John Bell            | Robert Giles        | Eleanor Giles      |
| Max Albertson        | George Goldsmith    | Margaret Goldsmith |
| James VanDeWalle     | Emil Tilly          | William Baker      |
| Verna Baker          | David Andrew        | Richard Green      |
| Kenneth Smith        | Margaret Smith      | James Hicks        |
| Peter Koning         | Henry Nesbitt       | Frieda Neale       |
| Reginald Neale       | George Francis, Jr. | Bob Francis, Jr.   |
| Floyd Bell           | Ralph Collier       | Melvin Smith       |
| Tim Jeffrey          | Don Jeffrey         | Bruce Wideman      |
| Cherrie Smith        |                     |                    |

The Clerk read the Notice of Public Hearing.

Supervisor Bedotte stated that the Town Board was ready to hear remarks from those in favor of or opposed to these petitions for the Re-Zoning. Gary Morell, Attorney, representing Arnold Pechler, one of the petitioners, spoke at length to the Town Board and the group assembled giving reasons why the Re-Zoning to Commercial would be advantageous. Don Jeffrey, a petitioner, also spoke in favor of the Re-Zoning.

Next to speak was Henry Nesbitt, Attorney, representing David & Karen Andrew who are residents and home-owners in the area involved in the petitions. Mr. Nesbitt offered reasons why his clients and a group of people residing in the area were opposed to the Re-Zoning.

The Clerk read a letter from Allen Hitchcock, a former resident of Palmyra and a former member of the Planning Board of the Town of Palmyra, endorsing the proposed change in zoning.

The following people were heard in the 2 hours the Hearing was in session, all opposed to the proposed change in Zoning: Henry Nesbitt, Donald Howey, Richard Green, James Hicks, William Baker, Kenneth Smith, Reginald Neale, Freida Neale, Helen Chapman, David Andrew, Floyd Bell, William McCann, Mrs. Bell, Emil Tilly, Tim Jeffrey and Bruce Wideman.

Paul Rubery, the Town Attorney, was asked by the Town Board to speak to the people attending. Mr. Rubery's statement explained the Board's position, stating that the proposed change was recommended by the Planning Board of the Town of Palmyra and the Wayne County Planner.

After hearing all people who wished to speak in regard to the Re-Zoning, a motion was made by Andrew Baran, seconded by Harry White that the Public Hearing be closed. Motion carried with a vote of 4 ayes and no nos.

Respectfully submitted,

*Betty B. Stubbings*

The regular meeting of the Town Board of the Town of Palmyra was opened at 9:25P.M. Thursday, April 12, 1973 in the Town Offices, 204 East Main Street, Palmyra by Supervisor Bedette. Town Officers attending were Supervisor Ellsworth Bedette, Town Justices Harry White and James Alsdorf, Town Councilman Andrew Baran, Town Attorney Paul Rubery, Zoning Officer Francis Tools, Town Highway Superintendent James DeBrine, Jr. and Town Clerk Betty Stubbings.

A motion that the Board dispense with the reading of the minutes of the previous meeting due to the late hour was made by James Alsdorf, seconded by Andrew Baran and was carried with a vote of 4 ayes and no nos.

*Village Annexation*

Supervisor Bedette reported on the progress being made in regard to the proposed Annexation to the Village of property in the Howell St.- East Foster St. area. The Engineer's maps are completed and the signatures of the petitioners are verified. It is hoped that a joint public hearing can be held April 23, 1973. Mr. Rubery, Town Attorney, had some comments on this discussion. He will contact the Village and advise the Board on the date for the joint public hearing.

*Bridgeport Crating Co.*

The application of the Bridgeport Crating Company again came before the Town Board. In view of information presented in the form of affidavits, a motion to reject this application was made by James Alsdorf, seconded by Andrew Baran and was carried with a vote of 4 ayes and no nos.

*Election Room Rental Fee*

The Clerk read a letter from the Village of Palmyra advising that the Annual Rental fee to the Town of Palmyra for the use of rooms for Election purposes shall be \$300.00 rather than \$250.00.

*Use of Voting Machines*

The Town Board had a request from Mr. McGovern of the Palmyra-Macedon Central School for the use of 2 Election Machines for school elections in June. A motion made by Harry White, seconded by Andrew Baran that this request be granted was carried with a vote of 4 ayes and no nos.

*Division of Youth Contract*

A motion to approve the signing of the Division of Youth Contract for 1973 was made by James Alsdorf, seconded by Harry White and was carried with 4 ayes and no nos.

*Request Bruce Durand*

Bruce Durand requested the Town Board for an additional 4 months on his permit for placing a Mobile Home on his property while he is constructing a home. This request was granted with a motion made by Andrew Baran and seconded by Harry White. Motion carried with 4 ayes and no nos.

*Renewal Applications Auto Junkyard Licenses*

Renewal applications for Auto Junkyard Licenses for the period of April 1, 1973 - April 1, 1974 from Siegel Gilfus and Bernard Pulcini, Jr. were presented to the Board. A motion by Harry White, seconded by Andrew Baran, granted approval to these applications. Motion passed with 4 ayes and no nos.

*Appointment Judson Roney*

With a motion by Andrew Baran, seconded by Harry White, the Board approved the appointment of Judson Roney to the Zoning Board of Appeals to replace Charles Richardson who resigned. Motion carried with 4 ayes and no nos.

*Resolents*

The following Resolution transferring \$42.50 from the Contingent Acc't A1990.4 to Board of Health Account A4010.4 for Rodent Control was offered by Harry White, seconded by Andrew E. . . and passed with 4 ayes and no nos:

WHEREAS: it became necessary to purchase rodent control materials for the extermination of a colony of rats and, WHEREAS: it was determined that

the existence of such a large concentration of rodents constituted a health hazard within the Town of Palmyra and, WHEREAS, said charge for these rodent control materials is a proper charge to borne by the Town of Palmyra, therefore, BE IT RESOLVED, that \$42.50 of the Contingent Account be transferred to Account # A 4010.4.

A motion to pay the following bills was made by Harry White, seconded by Andrew Baran and was carried with 4 ayes and no nos.

GENERAL FUND	\$4,437.97
PART TOWN FUND	6,538.74
ITEM I & IA	1,919.61
ITEM III	897.33
ITEM IV	7,374.60
FEDERAL REVENUE SHARING	8,218.00
TOTAL	<u>\$29,386.25</u>

The motion to adjourn the meeting was made by James Alsdorf, seconded by Andrew Baran and was carried with a vote of 4 ayes and no nos.

Respectfully submitted,

*Betty B. Stubbings*  
Town Clerk

STATE OF NEW YORK, ) ss:  
COUNTY OF WAYNE )

Darlene E. Matteson  
Secretary

being duly sworn, says that she is the \_\_\_\_\_  
Secretary

of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at  
Palmyra, Wayne County, N. Y., and that a Legal Notice

of which the annexed printed slip is a true copy, was duly published therein once in  
each week for one ~~two~~ week(s) beginning June 27, 1973  
and ending June 27, 1973

Sworn before me this 29<sup>th</sup> June 1973  
day of \_\_\_\_\_

Fees: \$8.72

*Darlene E. Matteson*  
Secretary, Wayne County, Wayne County.

Notary Public, State of New York  
No. 884290  
Expirates March 31, 1974

... a resolution and order has been adopted annexing to the Village of Palmyra certain land on the southeast corner of the Village of Palmyra along land generally known as Howell and Eastman Street all contained in a petition signed April 12, 1973 which premises are generally bordered on the north by the lands of the Village of Palmyra, on the west by the east line of Johnson Street, on the south generally by a portion of the lands of Estey, Whizman and Pembroke, with the line generally 30 feet south of the centerline of Foster Street and on the east by all the 200.00 feet east of the easterly line of Howell Street.

A copy of the above resolution and order is available for inspection in the office of the Town Clerk of the Town of Palmyra, Betty B. Strubbing, Town Clerk 927 (160)

IN THE MATTER OF THE ANNEXATION OF CERTAIN :  
LANDS IN THE TOWN OF PALMYRA BY THE VILLAGE : ORDER  
OF PALMYRA. :

WHEREAS, a public hearing was duly held pursuant to Article 17 of the General Municipal Law of the State of New York in the Village and Town of Palmyra, Wayne County, New York on the 10th day of May, 1973, at 7:30 P.M. in regard to a Petition dated the 12th day of April, 1973, filed by Ronald F. Littlejohn, Marjorie Littlejohn, Mary Fiero, Eva R. Lape, Carlton H. Lape, Palmyra Congregation of Jehovah's Witness, Amelia A. DeRoo, Elmer DeRoo, Sr., Esther B. Pembroke, Galen H. Pembroke, Alyce DeRycke, Gustof L. DeRycke, Jr., John D. Blankenberg, Sr., Theresa M. Wizeman, Cleason Equipment, Inc., Joan Shaffer, Robert B. Shaffer, Saint Anne's Roman Catholic Church, Mildred M. Bush, the Village of Palmyra for the annexation by the Village of Palmyra of certain lands situate in the Town of Palmyra, County of Wayne and State of New York, described in said Petition as follows: ALL THAT TRACT OR PARCEL OF LAND, situate in lot nos. 38 & 52, Township 12, Range 2, Town of Palmyra, County of Wayne, State of New York, bounded and described as follows: Beginning at a point on the present corporation line (south) of the Village of Palmyra, said point being westerly as measured along said south corporation line, 1170.53 feet from the present southeasterly corner of said Village corporation line, said point of beginning also being 200 feet easterly from as measured at right angles to the easterly line of Howell Street, and running thence from said point of beginning the following courses and distances along the

easterly line of the parcel herein described to be annexed to the Village of Palmyra, S 5° 22' W parallel with and 200 feet distant easterly from the easterly line of Howell Street, 279.12 feet to a point and S 6° 10' 30" W parallel with and 200 feet distant easterly from the easterly line of Howell Street, 347.27 feet to a point on land reputedly owned by Galen H. Pembroke; thence S 82° 08' 30" W along the southerly line of the parcel herein described to be annexed to the Village of Palmyra through land of said Pembroke and crossing Howell Street and continuing along the southerly line of lands reputedly owned by Barbara DePauw and land reputedly owned by Palmyra Congregation of Jehovahs Witnesses, continuing on the same course through land of Frederick D. and Nancy Estey for a total distance of 1629.70 feet to a point on the easterly line of Johnson Street near the southwest corner of a parcel of land reputedly owned by one Garner; thence the following courses and distances along the westerly line of the parcel herein described to be annexed, N 5° 13' 30" E along the easterly line of Johnson Street, 307.45 feet to a point 0.24 feet south of the centerline of Foster Street; thence N 9° 01' 30" E along the easterly line of Johnson Street, 293.92 feet to a point where said street line is intersected by the present south corporation line of the Village of Palmyra; thence S 83° 32' E along said present corporation line 861.70 feet to a point; thence S 82° 27' E along said present corporation line, 754.07 feet to the point and place of beginning, comprising an area of 23.082 acres according to a plan prepared by Harnish & Lookup, Assoc. on April 10, 1973.

All bearings referred to the north meridian used for the annexation to the south corporation line of 1942.

WHEREAS, no one appeared in opposition of said Petition, and

WHEREAS, the Town Board of the said Town of Palmyra has determined the Petition complied with the said Article 17 of the General Municipal Law, and it is in the overall public interest to



approve such proposed annexation, and

NOW, THEREFORE, it is hereby ordered by the Town Board of the Town of Palmyra, Wayne County, New York, as follows:

1. The Petition of Ronald F. Littlejohn, Marjorie Littlejohn, Mary Fiero, Eva R. Lape, Carlton H. Lape, Palmyra Congregation of Jehovah's Witness, Amelia A. DeRoo, Elmer DeRoo, Sr., Esther B. Pembroke, Galen H. Pembroke, Alyce DeRycke, Gustof L. DeRycke, Jr., John D. Blankenberg, Sr., Theresa M. Wizeman, Cleason Equipment, Inc., Joan Shaffer, Robert B. Shaffer, Saint Anne's Roman Catholic Church, Mildred M. Bush, the Village of Palmyra complies in all respect to the provisions of Article 17 of the General Municipal Law of the State of New York, and the annexation of lands therein described is in the overall public interest.

2. Said annexation is hereby approved subject to the provisions of said Article 17 of the General Municipal Law.

3. This order shall take effect immediately.

Dated: July 10, 1973.

ATTEST:

Betty B. Stubbings  
Betty B. Stubbings, Town Clerk

James R. Alsdorf  
James R. Alsdorf, Justice

Harry K. White  
Harry K. White, Justice

Andrew Baran  
Andrew Baran, Councilman

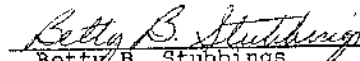
Raymond N. LeRoy  
Raymond N. LeRoy, Councilman

Ellsworth H. Bedette  
Ellsworth H. Bedette,  
Supervisor

SEAL

PLEASE TAKE NOTICE that a resolution and order has been adopted annexing to the Village of Palmyra certain land on the southeast corner of the Village of Palmyra along lands generally known as Howell and East Foster Street all pursuant to a petition signed April 12, 1973, which premises are generally bordered on the north by the lands of the Village of Palmyra, on the west by the east line of Johnson Street, on the south generally by a portion of the lands of Estey, Wizeman and Pembroke which line is generally 307 feet south of the centerline of Foster Street, and on the east by a line 200.09 feet east of the easterly line of Howell Street.

A copy of the above resolution and order is available for inspection at the office of the Town Clerk of the Town of Palmyra.

  
Betty B. Stubbings  
Town Clerk

On motion of Raymond LeRoy seconded by  
Andrew Basani the following resolution was adopted:

WHEREAS, heretofore and on the 10th day of May, 1973,  
Ronald F. Littlejohn, Marjorie Littlejohn, Mary Fiero, Eva R.  
Lape, Carlton H. Lape, William C. Hoge of the Palmyra Congregation  
of Jehovah's Witness, Amelia A. DeRoo, Elmer J. DeRoo, Sr., Esther  
B. Pembroke, Galen H. Pembroke, Alyce DeRycke, Gustof L. DeRycke,  
Jr., John D. Blankenberg, Sr., Theresa M. Wizeman, James A. Cleason  
for Cleason Equipment, Inc., Joan Shaffer, Robert B. Shaffer,  
Rev. William H. Hickey for St. Anne's Roman Catholic Church,  
Sidney J. Fitzgerald for the Village of Palmyra, Mildred M. Bush  
presented to the Town Board of the Town of Palmyra a petition for  
the annexation of certain of the premises in which they reside in  
the Town of Palmyra and adjacent premises to the Village of  
Palmyra, and

WHEREAS, a certified copy of such petition was duly  
presented to the Governing Board of the Village of Palmyra, and

WHEREAS, pursuant to statute a notice of hearing was  
published once by the Town Board, and once by the Village Board  
in the official newspaper in accordance with Section 704 of the  
General Municipal Law and copies of such notice were mailed as  
required by statute, and the Town Board and the Village Board met  
on May 10, 1973 at 7:30 P.M. EDT at the Justice's Room at the  
Village Hall, the time and place set for such hearing and held a  
joint hearing, and having choosen Ellsworth H. Bedette, a member  
of the Town Board to preside at such meeting and having determined  
that the persons signing the petition are duly qualified therefor,  
and that the persons signing such petition are the owners of a  
majority of all the assessed valuation of such real property in  
such territory assessed upon the last preceding assessment roll  
of or utilized by the local government in which the territory is  
situated, and that the peti. a does otherwise substantially com-

ply in form and content with the provisions of this article and that the proposed annexation is in the overall public interest of the territory proposed to be annexed and of the local government to which the territory is proposed to be annexed, and of the remaining area of the local government in which such territory is situated,

And there being no other appearances except Agnes Hye who desired clarification of the western boundary of said parcel, and she had no objection thereto upon learning that her residence was not a part of the property to be annexed.

NOW THEREFORE BE IT RESOLVED, that the following Findings of Fact and Conclusions of Law are adopted:

PINDINGS OF FACT

1. The petitioners represent a majority of the assessed valuation of the premises contained within the area sought to be annexed.
2. Such parcel of land is described in the printed notice hereto annexed and is shown on the map annexed to the petition.
3. The petitioners have complied in all respects with the requirements of Article 17 of the General Municipal Law.
4. All proceedings have been taken in accordance with Article 17 of the General Municipal Law.
5. That the proposed annexation is in the overall public interest of the territory proposed to be annexed; of the local government to which the territory is proposed to be annexed; of the remaining area of the local government in which such territory is situated.
6. That there were no objections to the granting of the petition.

CONCLUSIONS OF LAW

The annexation to the Village of Palmyra is hereby approved.

Let an order be entered accordingly.

Dated: May 10, 1973.

James R. Alsdorf  
James R. Alsdorf, Justice

Harry K. White  
Harry K. White, Justice

Andrew Baran  
Andrew Baran, Councilman

Raymond N. LeRoy  
Raymond N. LeRoy, Councilman

Ellsworth H. Bedette  
Ellsworth H. Bedette,  
Supervisor

IN THE MATTER OF THE PROPOSED ANNEXATION  
OF LANDS IN THE TOWN OF PALMYRA TO THE  
VILLAGE OF PALMYRA.

STATE OF NEW YORK:  
  :SS:  
COUNTY OF WAYNE :

Betty B. Stubbings being duly sworn deposes and says:

That she is over the age of 21 years. That on the 24th  
day of April, 1973, she deposited in the Post Office in the  
Village of Palmyra, Wayne County, New York, a copy of the annexed  
letter to Mr. Richard V. Kirchhoff, President of the Board of  
Education of Palmyra Macedon Central School District No. 1.

Betty B. Stubbings  
Betty B. Stubbings

Sworn to before me this

14<sup>th</sup> day of June, 1973.

Gordon R. Morrison  
Notary Public

GORDON R. MORRISON, Notary Public  
For the State of New York  
Qualified in Monroe County  
My Commission Expires March 22, 1975

Supervisor  
E.L. SWORTH H. BODETTE

Town Clerk  
BETTY B. STUBBINGS

Justice of the Peace  
HARRY B. PIERCE, Jr.  
HARRY K. WHITE

Town Councilmen  
ANDREW BAHAN  
RAYMOND LEROY

# Town of Palmyra

Town Board Rooms  
204 East Main Street  
Palmyra, New York 14022

Town Highway Superintendent  
JAMES DUBINE, Jr.

Collector  
SALLY J. LYNCH

Town Health Officer  
MORTON S. ADAMS, M.D.

Town Assessor  
ROBERT W. KIRCHHOFF

April , 1973

Mr. Richard V. Kirchhoff, President  
Board of Education  
Palmyra Macedon Central School District No. 1  
Hyde Parkway  
Palmyra, New York 14522

RE: Proposed Annexation of Premises on East  
Foster and Howell Street to the Village  
of Palmyra

Dear Mr. Kirchhoff:

This is to inform you that a public hearing will be held by the Town of Palmyra and the Village of Palmyra on May 10, 1973, at 7:30 P.M. in the Justice Rooms of the Village of Palmyra in the Village Hall in Palmyra, New York, for the purpose of hearing people express their opinion for the proposed annexation of premises to the Village of Palmyra, which premises are largely located along East Foster Street east of the centerline of Johnson Road and will include Howell Street and Howell Street extension and extend to a point 200 feet east of Howell Street as it now exists. All but two of the residents of the area have petitioned for annexation.

This is the location, you may recall, of a proposed office for Doctor Smith.

Very truly yours,

Betty B. Stubbings  
Town Clerk-Town Board  
Town of Palmyra

The regular meeting of the Town Board of the Town of Palmyra was opened at 8:00 P.M. Thursday, May 10, 1973 in the Town Offices, 204 East Main Street, Palmyra, New York by Supervisor Ellsworth Bedette with the following Town Officers present: Supervisor Ellsworth Bedette, Town Justice Harry White, Town Councilmen Raymond LeRoy and Andrew Baran, Zoning Enforcement Officer Francis Toole and Town Clerk Betty Stubbings. The Town Attorney and Town Highway Superintendent James DeBrine, Jr. were absent.

Interested persons attending this meeting or having business to be brought before the Town Board were: Dale A. Powell, Kenneth Kudla, Leonard Cornelius, Augustus Hamelinck, Nancy Hamelinck, Sam Ricotta, Reginald A. Morrison, Mr. & Mrs. Richard Boerman, Fred Alderman, Lloyd Greene, and Ronald Smith.

The Clerk read the minutes of the April Town Board meeting. A motion that the minutes be accepted as read was made by Harry White, seconded by Raymond LeRoy and was carried with a vote of 4 ayes and no nos.

Dale Powell who resides on Route 31, Palmyra appeared before the Board requesting a period of time to leave the Trailer in which he is now residing on his property until he can sell it and have it removed, after he completes a new house on the same property. By motion of Harry White, the Board approved a period of six (6) months, after the Certificate of Occupancy on the new house is signed. This motion was seconded by Raymond LeRoy and was carried with a vote of 4 ayes and no nos.

*Request  
Dale Powell*

Leonard Cornelius was next to appear before the Board requesting information on a race track for motorcycles which he understood is being built on property adjoining his, owned by Arnold Pechler. Mr. Cornelius issued a verbal complaint against this project. Francis Toole, Zoning Officer had checked into this project and had been informed that the track was for all-terrain vehicles. These vehicles were to use the track as a part of a JayCeas sponsored one-day affair.

*Motorcycle  
Track  
Complaint*

Mr. Reginald Morrison, representing A. & N. Hamelinck, presented proposed plans for a Mobile Home Park on Route 21. These plans were looked over by the Town Board, questions were asked of Mr. Morrison and the Hamelincks. The Town Board referred this request to the Planning Board for their recommendations.

*Hamelinck  
Mobile Home  
Park*

Mr. Richard Boerman, Shilling Road, Palmyra submitted a letter and appeared in person at this time to request permission to establish his business, which at present is located at his father's, Peter Boerman, on Ridge Chapel Road, Marion, at his home on Shilling Road. This business includes sales and service of Mini-bikes, Motorcycles, bicycles, lawn-mowers and garden tractors. Mr. Boerman was advised that this request would be given to the Planning Board for their recommendations and that his request would require a Public Hearing because he is asking to conduct a business in an area zoned Agricultural.

*Boerman  
Request*

Next to appear before the Town Board was Ronald Smith issuing a verbal complaint and seeking information on the number of abandoned cars allowed on residential property, specifically property of Allen Granger. He also inquired about the legality of Mr. Granger drawing gravel. Mr. Smith was informed that the Board couldn't act without a formal complaint.

*Complaint  
against  
Granger*

The next order of business was the discussion of and voting on the issue of the Annexation to the Village of Palmyra of property in the



*Proposition  
of Village*

Howell Street - East Foster Street area. The attached Resolution was offered by Raymond LeRoy, seconded by Andrew Baran and was carried with a vote of 4 ayes and no nos.

*Landfill  
Info  
Request*

Allen Granger was next to appear before the Board. He was requesting information on possible land-fills the Town Board would consider. The members asked that Mr. Granger submit his proposals on land-fill operations to the Board.

*Motion  
Allen Thomas*

James Alsdorf, Town Justice, joined the meeting at this time - 9:00 P.M. The Clerk read a letter from Allen Thomas, Route 31, Palmyra, requesting permission to operate a business out of his home. The business would be called Al's Do All, would be for services rendered. No work would be done at his home, no sign would be erected and the only connection with his home would be the use of his home telephone. With a motion by Harry White, seconded by Andrew Baran, the Board approved Mr. Thomas' request, subject to the approval of the Town Attorney. Motion carried with 5 ayes and no nos.

*Appointment  
of Assessors  
Review*

A motion made by Harry White, seconded by Raymond LeRoy approved the appointment of Carol Chapman, Marlon Road, Palmyra to the Board of Assessment Review for a term of five (5) years. Motion carried with a vote of 5 ayes and no nos.

*Motion  
Superintendent  
School*

The Training School for Town Boards will be held June 18-19-20, 1973 at Cornell University, Ithaca, New York. A motion by Andrew Baran, seconded by Raymond LeRoy gave approval for any or all Town Board members, Town Highway Superintendent, Town Clerk and Deputy Town Clerk to attend this school at Town expense. Motion passed with 5 ayes and no nos.

*Proclamation  
Senior Citizens  
Month*

Correspondence, including a Proclamation from the Governor making May Senior-Citizens month, ~~received~~ received by Supervisor Bedette was reviewed by the Board. A motion by James Alsdorf, seconded by Andrew <sup>BARAN</sup> stated that a Proclamation will be issued by the Supervisor declaring May Senior-Citizen month. Motion passed with 5 ayes and no nos.

*Library  
Agreement  
Signed*

A letter in regard to a Public Hearing being held by the Villages of Shortsville and Manchester on May 29, 1973 concerning a Sewage Treatment Plant to be located along the Canadaigua Outlet was presented to the Board.

The Agreement with the Palmyra Kings' Daughter's Free Library, Inc. in regard to the extra grant of \$1,000 was presented to the Town Board and was signed by members of the Board and the Town Clerk.

*may 25, 1973* A discussion was held concerning the adoption of a Resolution authorizing a change in the membership of the Town Board, now consisting of a Supervisor, 2 Town Justices and 2 Town Councilmen, to a Board consisting of a Supervisor and 4 Councilmen. *An adjourned meeting will be held to formalize the change in the make up of the Town Board.*

The next business to be discussed by the Board was the Public Hearing held on April 12, 1973 in regard to the Re-Zoning from Agricultural to Commercial, parts of Jeffrey Road and Route 21 by petitions of Donald Jeffrey and Arnold Pechler. With a motion by Andrew Baran, seconded by James Alsdorf the Town Board voted to deny the petitions. Motion passed with 5 ayes and no nos.

In regard to these petitions, it was the suggestion of the Town Board that, if Mr. Pechler and Mr. Jeffrey so desired, they should apply for Special Authorization and file for Public Hearings. The Board also stated that Arnold Pechler's application should include detailed plans of the building, type of vehicles to be sold and the stipulation should be made that there would be no trails. The Board asked that the Clerk have Mr. Pechler's original application and file available.

PROCLAMATION  
TOWN OF PALMYRA, NEW YORK

Nearly three million New Yorkers have celebrated at least their 60th birthday, making up a population larger than the general population of half of the states in our nation.

Many were born in the last century and have personally witnessed the phenomenal growth of our nation. They have helped to shape our state and nation by the fruits of their labors, and in justice to their contributions, our state and nation owe them an enormous debt.

Each of these people is an individual with personal needs and personal contributions to make. Our responsibility is to see that our social policies reflect a commitment not only to help them with their day-to-day problems, but to provide the opportunities to benefit from their continuing contributions to society as well.

NOW, THEREFORE, I, ELISWORTH H. Bédette, Supervisor of the Town of Palmyra, New York, do hereby proclaim the month of May, 1973 as

SENIOR CITIZENS' MONTH

in the Town of Palmyra, New York.

*Elisworth H. Bédette*

**PART 1** NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
**TURKEY PERMIT APPLICATION**

DO NOT USE

**INSTRUCTIONS:**

1. Use this application for SPRING or FALL Turkey Permit. Refer to your Hunting Guide for season dates and counties open for turkey hunting.
2. Fill in Part 1 and Part 2 of this application completely. Do not separate. Permits will not be issued if this application is incomplete or illegible.
3. Indicate your current Small Game Hunting License number in the space provided on Part 2.
4. Fill out your county residence in space provided on Part 2.
5. Fall applications must include Turkey stub from your Small Game License.
6. Spring applications do not require stub.
7. Fall applications are not accepted before September 1. Spring applications are not accepted before March 1.
8. A FEE OF TWO DOLLARS MUST ACCOMPANY THIS APPLICATION. The fee may be forwarded in the form of a certified check, cashier's check or money order made payable only to New York State Department of Environmental Conservation.
9. Mail the completed application and stub (if required) and fee to:

NAME		
STREET		
TOWN OR CITY	STATE	ZIP CODE

New York State Department of Environmental Conservation  
 P. O. Box 5415  
 Albany, New York 12205  
 -- THIS IS NOT A PERMIT --

IN ORDER TO GET YOUR PERMIT FOR OPENING DAY, THE APPLICATION SHOULD BE POSTMARKED NO LATER THAN TEN DAYS BEFORE OPENING DAY.

Another application which was brought to the Board's attention was that of Fred VanDeWalle. The Board's suggestion again was that Mr. VanDeWalle should file for Public Hearing.

The Clerk presented to the Board some items of business from the Town Highway Superintendent who was not present at this meeting.

The first item was the question of declaring 1 - 10' and 1 - 9' used dump truck bodies "surplus to our needs" and disposing of same. Mr. DeBrine has had a tentative offer of \$400.00. A motion by Andrew Baran, seconded by Raymond LeRoy gave Mr. DeBrine authorization to sell the used dump bodies. Motion passed with 5 ayes and no nos.

*Motion  
Authorization  
to sell  
used dump  
truck bodies*

Mr. DeBrine also requested the Highway Committee and the Town Board to make a decision concerning any action on the replacement of or repair of our Gradall. The Board stated they needed more information before a decision could be made.

The Town Highway Superintendent also asked how the Board and/or the Town Attorney was progressing on obtaining the easements so the drainage problem on Stafford Street can be solved.

A motion to pay the bills was made by Raymond LeRoy, seconded by James Alsdorf and was passed with 5 ayes and no nos.

GENERAL FUND	11,474.32
PART TOWN FUND	284.72
ITEM I & IA	14,634.95
ITEM III	996.33
ITEM IV	8,343.00
TOTAL	<u>\$35,733.32</u>

The motion to adjourn was made by Raymond LeRoy, seconded by James Alsdorf and carried with 5 ayes and no nos.

Respectfully submitted,

*Betty B. Stubbings*  
Town Clerk

~~Adjourned~~  
Special Meeting

~~A Special Meeting~~  
*An Adjourned meeting*  
of the Town Board of the Town of Palmyra was called to order at 5:00 P.M. Friday, May 25, 1973 in the Town Offices, 204 East Main Street, Palmyra by Supervisor Bedette with Town Councilmen Raymond LeRoy and Andrew Baran present.

Resolution  
change in  
Board  
membership

Further discussion was held on the Resolution changing the membership of the Town Board from a Board consisting of a Supervisor with 2 Town Justices and 2 Town Councilmen to a Board consisting of a Supervisor and 4 Town Councilmen.

A motion to adopt this Resolution ( see attached copy ) was made by Andrew Baran, seconded by Raymond LeRoy and passed with a vote of 3 ayes and no nos.

~~A motion~~  
*Adjourned*  
to adjourn this Special meeting was made by Raymond LeRoy, seconded by Andrew Baran and was carried with a vote of 3 ayes and no nos.

Respectfully submitted,

*Betty B. Stubbings*  
Town Clerk

WHEREAS, the Town of Palmyra is a town of the second class in which there are two Town Councilmen and two Town Justices who serve as members of the Town Board, and

WHEREAS, the duties of the Town Justices have increased and the growth of the town has increased the business transacted by the Town Board requiring the Town Justices to spend additional time not only in the performance of their duties as Town Justices but also as members of the Town Board, and that the increased duties limit the performance of the Town Justices as both Town Justices and members of the Town Board, and

WHEREAS, by New York State Statute, to wit Section 60A of the Town Law of the State of New York the Town Board may by resolution adopted at least one hundred fifty days prior to any biannual town election subject to permissive referendum determine that Town Justices shall not be members of the Town Board, and that the membership of the Town Board shall consist of a Town Supervisor and four Town Councilmen, and

WHEREAS, after such a resolution takes effect the electors of such town shall elect at the succeeding biannual town election two additional Town Councilmen in the following manner: If the terms of the two existing Town Councilmen expire on December 31st following such election for a term of two years each and thereafter for a term of four years each; if the term of one of the existing Councilmen expires on December 31st following such election one Town Councilman for a term of two years and one Town Councilman for a term of four years, and thereafter for terms of four years each in all other cases, and thereafter for four years each. The term of office of each addi-

tional Town Councilman elected at such biannual town election shall begin on the 1st day of January next succeeding such election, and

WHEREAS, by said statute nothing shall be construed to abridge the terms of office of such Town Justices elected prior to the adoption of such resolution, But on and after the 1st day of January next succeeding the next biannual town election any such Town Justices shall exercise only such duties and responsibilities and liabilities as shall be prescribed by law with respect to a Town Justice of a town of the first class and shall be replaced in office upon the expiration of their term as so prescribed by law.

NOW, THEREFORE, BE IT RESOLVED that the Town of Palmyra as a second class town shall pursuant to Section 60A create two additional positions as Town Councilmen and remove from the Town Board of the Town of Palmyra the two Town Justices effective January 1, 1974, and be it further

RESOLVED, that the electors of such town shall elect at the next succeeding biannual election in November of 1973, the two additional Town Councilmen so that the Town Board of the Town of Palmyra will consist of four Councilmen and a Supervisor, and be it further

RESOLVED, that the term of the two elected Town Councilmen will be in the following manner: If the term of the two existing Town Councilmen expires on December 31st following such election then the new Councilmen shall be elected for terms of two years each and thereafter for terms of four years each; if the term of one of the existing Town Councilmen expired on December 31st following such

election then one of the new Town Councilmen shall be elected for a term of two years and one of the new Town Councilmen shall be elected for a term of four years and thereafter for terms of four years each, and in all other cases and thereafter for terms of four years each. The term of each additional Councilman elected at such biannual town election shall begin on the 1st day of January next succeeding such election, and be it further

RESOLVED that nothing contained in this section shall be construed to abridge the term of office of the Town Justice elected prior to the adoption of this resolution, but on and after January 1, 1974, any such Town Justice shall exercise only the powers and shall be subject to only such duties, responsibilities and liabilities as shall be prescribed by law with respect to a Town Justice of a town of the first class, and be it further

RESOLVED that a notice of the adoption of this resolution shall be published within ten days after its adoption by this Board and shall be posted as required by notices of a special election, and be it further

RESOLVED that the notice shall specify that it is subject to a permissive referendum.

We the undersigned Supervisor and Town Councilmen and Justices of the Town of Palmyra hereby adopt the above resolution.

Andrew Baran  
Raymond W. LeRoy  
James A. Aldorf  
Henry K. ...

Edward W. ...  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



The adjourned meeting of the Town Board of the Town of Palmyra was called to order at 8 AM on June 26, 1973, at the office of the Town Clerk, Main Street, Palmyra, New York.

Present were Town Justices White and Alsdorf, Town Councilman LeRoy, Supervisor Bedette, Town Attorney Rubery, Town Councilman Barran arrived within minutes after the meeting was called to order.

The first order of business was a discussion of the applications for variances or special permits submitted by Donald Jeffery, Fred VanDeWalle and Arnold Pechler. After much discussion and a review of the minutes taken by the certified stenographer, Louise Rice, the members present then discussed each individual application.

After a careful review of the facts, Harry White moved and Ray LeRoy seconded the following motion which was unanimously carried.

BE IT RESOLVED that the Town Board grant a special permit to Donald Jeffery and his wife to erect a garage to house his fuel oil trucks, pursuant to the terms of his application, upon the condition that the southerly line of said building shall not be closer to Jeffery Road than the northerly line of the existing office building of J L Fuels, now located on said premises, and that the application of Donald Jeffery to erect two 20,000 gallon tanks in addition to the existing tanks on his property be denied, without prejudice to his right to renew said application to place the tanks on his property in such a manner that they were buried from sight and adequately covered and located to keep to a minimum any damage caused by a fire and/or explosion of the tanks once located. The Building and/or Zoning Enforcement Officer is authorized to issue a permit in accordance with the plans and restrictions contained herein.

The parties present then took up the question of the application of Fred VanDeWalle to conduct in an existing building a snow mobile sales

and repair agency. After a review of the stenographic minutes and the application, the following motion was made by Ellsworth Bedette and seconded by Ray LeRoy and unanimously carried.

BE IT RESOLVED that the application of Fred VanDeWalle to conduct a snow mobile sales and service agency on his premises in an existing building be granted on the following terms and conditions: (a) That his sign and all other attributes of the business should conform with zoning except as to any condition which may be granted herein. (b) That there be no outside storage or display of vehicles. (c) That there be no outside storage of shipping materials or the like. (d) That the business be conducted in such a way that it does not give out obnoxious odors or become a nuisance or disturb the neighbors. (e) That designated parking areas be installed, maintained and observed.

The Town Board then took up the discussion of the application of Arnold Pechler. After extensive review of the minutes, Andrew Baran made a motion which was seconded by James Alsdorf and unanimously adopted as follows.

BE IT RESOLVED that the Zoning Enforcement Officer, Supervisor and/or Town Attorney are authorized to discuss with Mr. Pechler the following items and such other items as may seem proper with view of establishing certain conditions which would inure to the benefit of the people of the Town of Palmyra and contribute to their health, safety and welfare. The following conditions are to be discussed: (a) More properly define the exterior yard layout as to display and parking. (b) Restrict all exterior storage of material, including waste material, shipping boxes, etc. (c) Improve the parking area and outside display area. (d) There will be no display area in the forward front line of the building. (e) That all non-conforming business with the exception of trails, ie sales, service, dis-

play etc. now conducted on Schilling Road would be terminated within 30 days after the first occupancy of the building on Route 21. (f) That the current race track now located on the farm of Pechler would be eliminated. (g) Clarify the specification on the building proposed. (h) That there would be no resubdivision of the main parcel of some 1,500 feet located on the east side of Route 21 in the approximate center of which is located the proposed Pechler improvement. (i) That the Zoning Enforcement Officer and Town Supervisor are to study the controls previously used by the Zoning Board of Appeals and the Town Board in the same area for future reference and other discussions with the applicant and his attorney. (j) That upon completion of said discussions and the redrafting and the amending of the application so as to conform with the discussions, the Town Board would act upon said application.

Attorney Rubery brought to the attention of the Town Board that Justice Alsdorf had spoken to him about a Court Clerk. The matter was referred to Justice White and Alsdorf to make a presentation at the next Town Board meeting.

Justice Alsdorf raised a question of the annual justice's school to be held at Canton, New York, at St. Lawrence University in the month of July. The Board authorized Town Justice Alsdorf and Town Justice White to attend if they could and the following resolution was passed.

BE IT RESOLVED that the Town Justices shall be reimbursed for their cost in attending the justice school to be conducted at Canton, New York, (St. Lawrence University) during the month of July, 1973.

There being no further business, the meeting was upon motion duly made and seconded adjourned.

June 14, 1973

29

The regular meeting of the Town Board of the Town of Palmyra was called to order at 8:13 P.M. Thursday, June 14, 1973 by Supervisor Bedette in the Town Offices, 204 East Main Street, Palmyra, New York following the Public Hearings for Donald Jeffrey, Fred VanDeWalle and Arnold Pechler. Town Officers present were Supervisor Bedette, Town Councilmen Raymond LeRoy and Andrew Baran, Town Attorney Paul Rubery, Zoning Enforcement Officer Francis Toole, Town Highway Superintendent James DeBrine, Jr., and Town Clerk Betty Stubbings. Town Justice James Alsdorf was present for the Public Hearings then left for a meeting. Town Justice Harry White was absent.

Before the reading of the minutes, Mr. & Mrs. Richard Boerman and their attorney, Thomas Gilmore requested time to present to the Town Board their plans for a business at their home and reasons for same. It was decided that a Public Hearing for the Boermans will be held at the next regular Town Board meeting and that the Town of Marion should be informed because the Boerman's residence is within 500 feet of the Town of Marion.

The Town Clerk read the minutes of the May meeting and of an adjourned meeting. A motion to accept the minutes as corrected was made by Raymond LeRoy, seconded by Andrew Baran and was passed with a vote of 3 ayes and no nos.

Town Attorney Paul Rubery presented information from the Planning Board to the Town Board in regard to the procedure in handling the applications for sub-divisions. At the present time, applicants are required to have extensive plans for a Preliminary hearing at which time they might get Conditional Approval, then there is a Notice of Public Hearing published, usually for the following month, at which time Final Approval is given. The Planning Board suggests less extensive plans and the Public Hearing at the Preliminary hearing, then Final Approval will be given after checking complete plans at the second meeting. Fees were also discussed, a charge being made mainly to cover publishing costs. A motion made by Andrew Baran, seconded by Raymond LeRoy set the fee for a Planning Board hearing at \$10.00 for a 1-lot sub-division and an additional \$5.00 for each additional lot. Motion passed with a vote of 3 ayes and no nos.

*know to handle sub-divisions w/ fees*

The next business to come before the Board was a report from Francis Toole, Zoning Enforcement Officer on the citations he presented to Mr. Russell, Mr. Higbee and Mr. Breemes. He reported that he felt all 3 were trying to comply with the Zoning Regulations. Mr. Breemes' application to operate an Auto Junkyard was still pending until he complied with the Zoning Regulations. Now that Mr. Toole reported that Mr. Breemes was making the effort to comply, a motion made by Raymond LeRoy, seconded by Andrew Baran that the Board approve Mr. Breemes' application was carried with 3 ayes and no nos.

*Breemes Auto Junkyard*

The Board suggested that Mr. Toole give Walter Pulcini a Preliminary notice because of several trucks and pieces of equipment parked on the South side of Route in violation of Zoning. If Mr. Pulcini does not comply, a ten day notice should be issued. Another person in violation with unlicensed vehicles is Francis Rush and Mr. Toole was asked to contact him.

The case of Mr. David VanderMolen on Route 21 was referred to the Town Attorney for further action.

The Clerk read a letter from the Wayne County Sesquicentennial Committee expressing thanks for Palmyra's participation in the Sesquicentennial celebration.

*Please to approve Election Inspectors & Alternates*

The Clerk presented the following names for positions of Election Inspectors and Alternates for the 6 Election Districts in the Town of Palmyra for the term July 1, 1973 to July 1, 1974: Mrs. Harriett Scholl, Mrs. Myrna Clark, Mrs. Margaret Carroll, Mrs. Agnes Hye, Miss Louise Sexton, Mrs. Lucille Clark, Mrs. Mary Pfifer, Mrs. Katherine Race, Mrs. Beatrice Hassler, Miss Lena Brown, Miss Marie Trotter, Mrs. Janice Fitzgerald, Mrs. Elizabeth Schrader, Mrs. Elberta Johnson, Mrs. Ann Moss, Mrs. Grace Dillon, Mrs. Sophie O'Meal, Mrs. Bernice Young, Mrs. Margaret Bennett, Mrs. Helen Popeck, Mrs. Frances Lester, Mrs. Virginia Wilson, Mrs. Nora O'Brien, Mrs. Theresa Wizeman, Mrs. Thelma Wideman, Mrs. Verona Lyon, Mrs. Phyllis Dickinson, Mrs. Cora Sampson, Marie Rysdam, Mrs. Phyllis Lynch. By motion of Andrew Baran, the list was approved. Motion was seconded by Raymond LeRoy and was carried with a vote of 3 ayes and no nos.

*Village Annexation*

A letter from the Village of Palmyra in regard to the Annexation of property in the Howell Street-East Foster Street area was read by the Clerk. It was suggested that Supervisor Bedette send a letter in reply - relinquishing the property to the Village.

A Notice from the Public Service Commission was received, presented to the Board and filed.

A letter from Manchester-Shortsville Sewerage Authority in regard to a hearing held May 29, 1973 was brought to the Board's attention. Although no one from the Palmyra Board was able to attend the hearing, it was suggested that Supervisor Bedette request information and findings from the hearing.

*Gananda*

A letter from Thomas W. Petrillo, Attorney for Gananda Development Corporation in regard to a presentation of their plans to a combined Town Board and Planning Board meeting was read by the Clerk. It was decided to invite the Gananda Development Corporation to make their presentation at the next regular meeting of the Planning Board, Tuesday, July 10, 1973. The Clerk was asked to send notices to the members of the Town Board.

*to have survey done for*

A survey was requested by the U. S. Environmental Protection Agency and it was the feeling of the Board that for the information required it would be advantageous to have Hershey, Malone Associates fill out the Questionnaire. A motion made by Andrew Baran, seconded by Raymond LeRoy authorized Hershey, Malone Associates to complete the survey. Motion passed with 3 ayes and no nos.

Supervisor Bedette reported that he had been contacted about a meeting with representatives from Marion and Williamson about a water supply from the North. The Board agreed to meet for discussion.

A letter concerning Retirement of employees was presented by Supervisor Bedette, specifically concerning any of Mr. DeBrine's crew. None have indicated considering retirement.

Town Justice James Alsdorf returned to the Town Board meeting.

James DeBrine, Jr., Town Highway Superintendent had a couple of items to discuss with the Board. One was the replacement of the Gradall.

Considering the cost of a new Gradall being prohibitive, the Board asked Mr. DeBrine to get some prices on used equipment.

The Board agreed to let the approval given at the May meeting on selling the used dump bodies stand.

A brief discussion was held on a new building to be erected in the area of the Town Baras.

At this time Allen Granger appeared before the Board to continue discussion on Land-fill operations. He presented the following Proposal:

PRICE PROPOSAL FOR TOWN OF PALMYRA & TOWN OF MARION

1. \$85 (cents) per cubic yard.
2. Minimum guarantee of \$25,000.00 per year for Palmyra and Marion.
3. If Garlocks dumps at Landfill Site the amount of their dumping shall be applied toward the Town of Palmyra's minimum guarantee.
4. Five year contract with privilege of additional dumping with Town of Palmyra approval.

*Granger  
Landfill  
Proposal*

Granger Landscape Service, Inc.  
Allen P. Granger, Pres.

Mr. Granger was asked to check with the Town Attorney, Present a letter of intent and the Board will take his Proposal under advisement..

In regard to the Public Hearings held earlier in the evening, the Board members present at this time agreed that no decisions should be made until a full Town Board can meet and discuss each application.

The motion to pay the following bills was made by Raymond LeRoy, seconded by Andrew Baran and was carried with 4 ayes and no nos.

GENERAL FUND	12,440.07
PART TOWN	386.04
ITEM I & IA	8,895.86
ITEM III	2,125.28
ITEM IV	707.45
TOTAL	<u>\$24,554.70</u>

A motion to adjourn this meeting, subject to Supervisor Bedette's re-call, was made by Raymond LeRoy, Seconded by Andrew Baran and was carried with 4 ayes and no nos.

Respectfully submitted,

*Betty B. Stubbings*  
Town Clerk



July 12, 1973

A Public Hearing scheduled for July 12, 1973 at the Town Offices, 204 East Main Street, Palmyra, New York to hear support for or objection to an application of Mr. & Mrs. Richard Boerman, Shilling Road to operate a business in their home was opened at 7:30 P.M. by Supervisor Ellsworth Bedette. Town Officers present were Supervisor Ellsworth Bedette, Town Councilmen Andrew Baran and Raymond LeRoy, Town Justices Harry White and James Alsdorf, and Town Clerk Betty Stubbings. Mr. & Mrs. Boerman and Robert Jagger were present for the hearing. The Town Clerk read the Notice of Public Hearing and Supervisor Bedette asked for statements objecting to or supporting Mr. Boerman's request. No one appeared to object to this application. A motion made by Ellsworth Bedette, seconded by Harry White that this hearing be closed was carried with a vote of 5 ayes and no nos. Mr. Bedette advised the Boerman's that the Town Board would take their application under consideration and that they would be advised of the Board's decision.

*Boerman  
files  
Hearing*

At 7:35 P.M. Supervisor Bedette opened the regular Town Board meeting. Town Highway Superintendent James DeBrine, Jr. and Zoning Enforcement Officer Francis Toole were present at this time.

The Town Clerk read the minutes of the Town Board meeting held June 14, 1973 and the minutes of an adjourned meeting held June 26, 1973 at 8 A.M..

A motion to accept the minutes of both meetings as read was offered by Harry White, seconded by Andrew Baran and was passed with a vote of 5 ayes and no nos.

A motion made by Ellsworth Bedette stating that a letter from Paul Rubery in regard to services he has rendered for Allen Granger and Donald Jeffrey be reported as received and filed, was seconded by Raymond LeRoy and carried with a unanimous vote.

*Paul  
Rubery  
letter of  
services  
Rendered*

Ellsworth Bedette offered a motion stating that a letter dated July 12, 1973 from Paul Rubery in regard to further transactions concerning the Howell Street-East Foster Street area be noted as received and filed. The motion was seconded by Harry White and passed with a vote of 5 ayes and no nos.

*Motion  
Re Howell  
St. E. Foster*

A letter from Mr. Parsons of Canandaigua Street to Ellsworth Bedette, Supervisor stating his objections to an extension of the Sewer to four homes was read by the Clerk. A motion made by Harry White that this letter be reported as received and filed was seconded by Raymond LeRoy and was carried unanimously.

*Letter  
re sewer  
L. Harrison*

A letter from Mr. Joseph McGovern of the Palmyra-Macedon School system advising the Town Board of the Results of the election of members of the Board of Education was read by the Clerk. Andrew Baran offered a motion that it be noted that this letter was received and filed. Motion was seconded by Raymond LeRoy and passed with a vote of 5 ayes and no nos.

*Motion  
re letter  
on Results  
of School Bd  
Election*

At this time a motion to adjourn to the Park & Club Rooms, 149 East Main Street, Palmyra was made by Ellsworth Bedette, seconded by Harry White and passed with a vote of 5 ayes and no nos. Supervisor Bedette reopened the Town Board meeting at the Park & Club Rooms at 8:00 P.M. to hear comments and receive a petition objecting to a proposed land-fill from residents of East Palmyra. About 125 residents of East Palmyra and surrounding areas were present. Mr. Allyn Cator, one of several spokes-

*Petition  
Hearing  
East Pal  
Landfill*



men, presented a notarized petition of 537 names protesting the establishment of a land-fill. An informal discussion followed with all interested persons being allowed to voice their objections, opinions and suggestions. This part of the meeting was closed at 8:50 P.M..

The regular meeting of the Town Board was re-opened at 9:10 P.M. in the Town Offices. Mrs. Mark Vande was present at this time.

*Complaint*

A letter from Mr. & Mrs. Mark Vande and attached petition was read by the Clerk. This letter contained several objections to conditions of the Walker Road, North Creek Road and Route 21 intersections pertaining to signs, hazards, burning, dumping and the Lumber Yard. After considerable discussion, Mrs. Vande was assured by the Board and Supervisor Bedette that these conditions would be checked into and everything possible would be done to correct the situation.

*DEC Hearing*

The Clerk informed the Board members of a Public Hearing to be held in Rochester, August 6, 1973 by the Department of Environmental Conservation in regard to quality of waters in New York State.

*Canal Bed Suggestion*

The Board was informed of the approved Guidelines for the County Printing Department as established by the Wayne County Board of Supervisors.

*Memo on joint town Bd. meetings*

At this time, Gerald Griffin of Palmyra approached the Town Board to ask if his article in the Palmyra paper concerning his suggestion to use the old Canal Bed as a landfill had been read by any of the members.

*Emergency Employment*

A notice of completion of work at Gooney's Crossing sent by the Department of Transportation was noted as received and filed.

*Margaret Wheeler*

A Memo from Leo J. Stevenson, Supervisor of the Town of Williamson, informing the Palmyra Town Board that a joint meeting of the Town Boards of Marion, Palmyra and Williamson will be held at the Williamson Town Hall, Williamson, N.Y. at 8:00 P.M., Monday July 30, 1973 to discuss the possibility of extending a water main from Williamson Water District to the other 2 townships was read by the Town Clerk. Board members asked that notices be sent reminding them of this meeting.

*Williamson to replace monument marker*

Correspondence from the Wayne Economic Development Corporation in regard to Emergency employment was reviewed briefly by Supervisor Bedette. It was decided to defer this subject to the August meeting to allow time for further study.

*Interpretation of Front line*

The legality of a trailer parked on property of Mr. Marquart was discussed and it was the decision of the Board that Mr. Bedette and Mr. Toole check into this matter and if it is found that Mr. Marquart is in violation of the Zoning Ordinance, necessary steps be taken.

The Town Clerk and Supervisor Bedette have been contacted by Mr. Edmunds of the Church of Jesus Christ of the Latter Day Saints about getting the Town Board's permission to replace the ground-level head stone of Alvin Smith with an upright marker. This permission was granted with a motion made by James Alsdorf, seconded by Raymond LeRoy. Motion carried with 5 ayes and no nos.

Town Justice Harry White requested the Board to make a decision on the interpretation of the Front line as stated in the Variance granted to David VanderMolen. A question has been raised as to which point is to be considered in determining the Front line of the Building. After considerable discussion and re-checking the wording of the original variance the Board decided all trailers placed in front of a line starting at the Southeast corner of the building and running parallel with the road would be in violation of the Zoning Ordinance. This would not include trailers

temporarily parked in that area for servicing.

The 2nd Quarter Financial Report of the Palmyra Emergency Volunteer Ambulance Service was presented to the Board for review.

A motion made by James Alsdorf gave the Palmyra-Macedon School District permission to use 2 Election machines for the vote on the School Budget to be held July 19, 1973. Motion was seconded by Raymond LeRoy and was carried with a vote of 5 ayes and no nos.

*Motion  
election  
machines*

A request of Hiram VanEtten, Water District Superintendent, for maps of the Water Districts showing the water lines will be checked into by Supervisor Bedette. It was suggested he contact Maloy Smith for this information.

*Water Dist  
map  
request*

The Questionnaire completed by Hershey, Malone & Associates in regard to 1973 Survey of Needs for Municipal Wastewater Treatment Facilities was presented to the Board for review.

*Wastewater  
survey*

Town Highway Superintendent James DeBrine, Jr. reported to the members of the Town Board on the progress of finding a used Gradall.

Mr. DeBrine also reported that he had not received an answer to his application for a permit to purchase Brush-killer. Supervisor Bedette offered to check into this matter and report back to Mr. DeBrine.

A discussion of the Public Hearing held for Mr. & Mrs. Boerman earlier in the evening resulted in the Board deferring any decision until certain conditions could be established to attach to the Variance.

A motion to pay the following bills was made by Raymond LeRoy, seconded by Harry White and was passed with 5 ayes and no nos.

GENERAL FUND	3,379.27
PART TOWN FUND	65.86
GENERAL FUND ITEM I & IA	7,873.18
GENERAL FUND ITEM III	304.49
GENERAL FUND ITEM IV	1,067.21
FEDERAL REVENUE SHARING FUND	39.60

TOTAL	\$12,729.61
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A motion to adjourn was made by Raymond LeRoy, seconded by Andrew Baran and was carried with a vote of 5 ayes and no nos.

Respectfully submitted,

*Betty B. Stubbings*  
Town Clerk

August 9, 1973

37

The regular meeting of the Town Board of the Town of Palmyra was called to order by Supervisor Bedette at 7:30 P.M. on Thursday, August 9, 1973 in the Town Offices, 204 East Main Street, Palmyra, New York. Town Officers present were Supervisor Ellsworth Bedette, Town Councilmen Andrew Baran and Raymond LeRoy, Town Attorney Paul Rubery, Town Clerk Betty Stubbings, Zoning Enforcement Officer Francis Toole and Town Highway Superintendent James DeBrine, Jr..

The minutes of the July meeting were read by the Clerk. A motion by Raymond LeRoy, seconded by Andrew Baran approved the minutes as read. Motion carried with 3 ayes and no nos.

MINUTES  
APPROVED

At this time, Supervisor Bedette reported on several items of business mentioned in the July Minutes: (1.) Report on the meeting with the Towns of Williamson and Marion at Williamson, July 30, 1973 in regard to water supply. Supervisor Bedette and Town Councilman Andrew Baran attended. The Committee feels that the cost of water from this source at this time is prohibitive.

MEETING  
RE: WATER  
SUPPLY

(2.) The trailer at Marquart's which was reported to be in violation of Zoning has been moved. (3.) The maps which were needed for the Water District Superintendent were located at Hershey, Malone Associates and Supervisor Bedette reported that Hershey, Malone Associates will make direct contact with Hiram VanEtten. (4.) Francis Toole and Ellsworth Bedette both reported that the conditions at the intersection of North Creek Road, Route 21 and Walker Road were much improved.

TRAILER AT  
MARQUARTS  
MOVED

MAPS FOR  
WATERDISTRICTS

Town Justice James Alsdorf joined the meeting at this time.

With a motion made by Andrew Baran, seconded by Raymond LeRoy and passed with 4 ayes and no nos, the following correspondence was noted as received and filed: (1.) A letter from Reginald Morrison of Morrison & Morrison, Rochester, New York in regard to the Trailer Park being proposed by the Hamelincks on Route 21. Town Attorney Paul Rubery noted that he has received numerous calls on this matter. Supervisor Bedette will send a reply to Mr. Morrison. (2.) A letter concerning retirement for James Campbell, Director of the Community Center. (3.) A letter to Paul Rubery from Perry Weiss of Garlock, Inc. in regard to the Wayne Economic Development Program.

Under unfinished business, the application of Richard Boerman, Shilling Road for a Special Authorization to operate a business at his home was thoroughly discussed. After the following conditions had been determined, the motion to approve Mr. Boerman's application was made by Raymond LeRoy, seconded by James Alsdorf and was carried with a vote of 4 ayes and no nos.

APPROVAL  
R. BOERMAN'S  
APPLICATION

1. The applicant will conform with all existing ordinances in regard to signs and set-backs.
2. All storage and repairs be made in the interior.
3. Exterior drives and parking be graveled or asphalt.
4. No noxious odors, noise level and traffic will create no nuisance.
5. Will establish no track or method for testing vehicles.

Next on the agenda was further discussion on the Annexation of land in the Howell St.- E. Foster St. area by the Village. It has been determined that a Special Election will be necessary.

The following Resolution was offered by Andrew Baran, seconded by Raymond LeRoy and passed with a vote of 4 ayes and no nos.

RESOLUTION:  
SPECIAL ELECTION  
FOR  
ANNEXATION

BE IT RESOLVED, that pursuant to the applicable statutes a Special Election for the residents of the district to be annexed to the Village of Palmyra be held on August 30, 1973 from 1:00 P.M. @ 7:00 P.M. at the Town Clerk's Office, 204 East Main Street in the Village of Palmyra.

Mr. Nero Lindblad appeared before the Board to present the final plans for a Boarding Kennel and to ask for a Public Hearing on his application for a Special Authorization. A motion made by James Alsdorf, seconded by Andrew Baran granted approval for the hearing to be held at the Town Board meeting in September. Motion passed with 4 ayes and no nos.

MOTION  
APPROVAL  
LINDBLAD  
HEARING

The Clerk reminded the Board members that a Dog Enumerator must be appointed in September. The position will be advertised prior to the Town Board meeting in September.

Mr. Allyn Cator approached the Board with the name of Harry Wilkins to serve on the committee for a study of the Sanitary Land-fill situation. Supervisor Bedette reported that he had contacted Frank Kosberle, Chairman of the Town Planning Board and Gary O'Day of the Village Planning Board and they will also serve along with Mr. Bedette on the committee.

H. WILKINS  
APPOINTED  
LAND-FILL  
COMM.

A Resolution creating a Moratorium for six (6) months on taking any applications for land-fills with an option to extend the Moratorium another three (3) months was offered by Andrew Baran, seconded by Raymond LeRoy and was carried with a vote of 4 ayes and no nos. WHEREAS, a committee has been selected to study the position of the Town of Palmyra and to advise the Town of Palmyra as to the needs of the Town of Palmyra in regard to Sanitary Land-fills and WHEREAS, the committee will need time to study said problem and to insure no action is taken by any organization or person within the Town of Palmyra which would jeopardize the study, it is hereby ordered and decreed that a moratorium will be declared on all applications to operate land-fills, any ~~name~~ name or nature, and that no permits will be granted for the operation of land-fills for a period of six (6) months from the date of this meeting. BE IT RESOLVED, that in the event that the study of the committee, having been handled with all due dispatch, the Town Board will by the application of the committee continue the moratorium for an additional period of three (3) months so the study can be completed and a report received.

RESOLUTION  
LAND-FILL  
MORATORIUM

The following Resolution was offered by Andrew Baran, seconded by James Alsdorf and was carried with a vote of 4 ayes and no nos.

WHEREAS, Wayne County has adopted a schedule for the exemption from taxation and special ad valorem levies, certain properties pursuant to Section 485 of the Real Property Law and Section 55 of the Real Property Tax Law and which properties are defined in Section 115 of the Commerce Law of the State of New York, and WHEREAS, the Wayne Economic Development Commission has encouraged the adoption of said exemptions in the individual towns of the County, and WHEREAS, the Town of Palmyra believes that the residents of the Town of Palmyra would be interested in creating such an exemption and WHEREAS, such an exemption is subject to the Permissive Referendum, THEREFORE, BE IT RESOLVED, that a Public Hearing be held on Thursday, September 13, 1973 at 7:45 P.M. in the Town Offices for the enactment of Local Law #1 of 1973 granting an exemption over a period of

on August 17, 1973, at the  
 the Town Clerk's Office between  
 the hours of 1:00 P.M. and 7:00  
 P.M. on said date, to vote on the  
 Annexation of premises in the  
 Town of Palmyra to the Village of  
 Palmyra.  
 Said property was the subject  
 of a Special Hearing on May 10,  
 1973 at which no parties appeared  
 in objection thereto.  
 The premises to be annexed  
 include the proposed location of  
 Dr. Vincent Smith's Clinic and  
 are described as bordering  
 Howell Street and East Foster  
 Street East of the Easterly line of  
 Johnson Street in said town.  
 Said property is particularly  
 bounded and described as  
 follows:  
 ALL PARCELS OR  
 PARCELS OF LAND (lots 101  
 nos. 88 & 82) Township 12, Range  
 2, Town of Palmyra, County of  
 Wayne, State of New York.

STATE OF NEW YORK,  
 COUNTY OF WAYNE

ss:

Darlene E. Matteson

Secretary

being duly sworn, says that she is the

of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at  
 Palmyra, Wayne County, N. Y., and that a Legal Notice

of which the annexed printed slip is a true copy, was duly published therein once in  
 each week for one successive weeks, beginning Aug. 15, 1973

and ending Aug. 15, 1973

*Darlene E. Matteson*

Sworn before me this 17<sup>th</sup>  
 day of August 1973

\$28.80

Fees

*Dorothy S. Selma*

DOROTHY S. SELMA  
 Notary Public, Wayne County.

Notary Public, State of New York  
 No. 2541280  
 Commission Expires March 24, 1974

THE COURIER JOURNAL

...ted  
along said south corporation line  
170.51 feet from the present  
southeasterly corner of said  
Village Corporation line, said  
point of beginning also being 200  
feet easterly from, as measured  
at right angles to the easterly line  
of Howell Street, and running  
thence from said point of  
beginning the following courses  
and distances along the easterly  
line of the parcel herein  
described to be annexed to the  
Village of Palmyra: S 55 degrees  
22' W parallel with and 200 feet  
distant easterly from the easterly  
line of Howell Street; 279.12 feet  
to a point and S 6 degrees 10' 30"  
W parallel with and 200 feet  
distant easterly from the easterly  
line of Howell Street; 347.27 feet  
to a point on land reputedly  
owned by Galen H. Pembroke  
thence S 82 degrees 08' 30" W  
along the southerly line of the  
parcel herein described to be  
annexed to the Village of  
Palmyra through land of said  
Pembroke and crossing Howell  
Street and continuing along the  
southerly line of lands reputedly  
owned by Barbara DePauw and  
land reputedly owned by  
Palmyra Congregation of  
Jehovah's Witnesses, continuing  
on the same course through land  
of Frederick D. and Nancy Estey  
for a total distance of 1,629.70 feet  
to a point on the easterly line of  
Johnson Street near the south  
west corner of a parcel of land  
reputedly owned by one Garner;  
thence the following courses and  
distances along the westerly line  
of the parcel herein described to  
be annexed: N 5 degrees 13' 30" E  
along the easterly line of Johnson  
Street; 307.45 feet to a point 0.24  
feet south of the center line of  
Foster Street; thence N 9 degrees  
01' 30" E along the easterly line of  
Johnson Street; 293.92 feet to a  
point where said street line is  
intersected by the present south  
corporation line of the Village of  
Palmyra; thence S 83 degrees 32'  
E along said present corporation  
line 89.70 feet to a point thence  
S 6 degrees 10' 30" E 754.07  
feet to the point and place of  
beginning, comprising  
23.082 acres according

The Town of Palmyra, East  
of the East line of Johnson Street  
shown on a Map of Lands to be  
annexed to the Village of  
Palmyra dated April 10, 1973 be  
annexed to said Village of  
Palmyra.

SAID SPECIAL ELECTION IS  
OPEN ONLY TO THE  
RESIDENTS OF LAND AREA

By Order of the Town Board  
of the Town of Palmyra  
Betty B. Stubbings  
Town Clerk

ten (10) years to eligible business facilities and that published notice of said hearing be duly published in the Town newspaper on or before September 3, 1973.

A motion to authorize payment of Election Inspectors by the day instead of by the hour in order to conform with the Town Law was made by Raymond LeRoy, seconded by Andrew Baran and was passed with 4 ayes and no nos. The daily rates are to be computed by Town Attorney Paul Rubery.

*Payment Election Inspectors*

Town Highway Superintendent James DeBrine, Jr. was asked to present his items of business to the Board at this time.

The easements are completed for the land acquisition for Right of Ways on Cole Road and the Vouchers are ready for payment. The following Resolution authorizing transfer of \$159.11 from the General Fund to Item I was offered by Andrew Baran, seconded by James Alsdorf and was carried with a vote of 4 ayes and no nos. WHEREAS, in the years previous to the year 1973, there has been included in the Town Highway Budget for Item I funds for the acquisition of lands for the Improvement of the Right of Way of Cole Road and, WHEREAS, those funds were not expended and, WHEREAS, the acquisition for the Right of Way for Cole Road has been completed and is now payable, NOW THEREFORE BE IT RESOLVED, that funds sufficient to reimburse Highway Fund Item I be transferred from the General Fund to the Highway fund Account for Item I.

*Right of Way Cole Rd.*

A discussion was held on how the funds of Federal Revenue Sharing will be transferred to the various accounts.

Information has been received that the contract haulers for Garlock and Mobil might be dumping at the Village Land-fill. This means prohibited material is possibly being dumped. A motion requesting that a letter be sent to Mayor Fitzgerald and the Village Trustees asking them to check into this matter was made by Andrew Baran, seconded by James Alsdorf and was passed with 4 ayes and no nos.

*Dumping prohibited material*

Town Justice Harry White joined the meeting at this time.

Considerable discussion was held on Town roads in regard to (1) Donovan Plan, (2) what roads are due for hard-surfacing, (3) the possibility of improving Trolley Road, (4) Easements have been acquired for a small section of Stafford Road and the water problem has been solved.

*Road Discussion*

A motion by Harry White, seconded by Raymond LeRoy gave Mr. DeBrine approval to purchase 4 tires, size 11:00 by 20, at a cost of \$83.44 each. Motion was carried unanimously.

*Tire Purchase*

A motion made by James Alsdorf, seconded by Andrew Baran granted approval for Mr. DeBrine to attend at Town expense the Association of Town Highway Superintendents meeting being held at Lake Placid in September. Motion carried with 5 ayes and no nos.

*Association of Town Highway Superint.*

Some further discussion was held on the purchase of a Gradall. Mr. DeBrine reported that he had located 2 machines that he considered worth further checking. The Board gave authorization to Mr. DeBrine and Andrew Baran to proceed further in acquiring one of these machines for Town use.

Mr. DeBrine reported that he had conferred with Allen Granger in regard to the road Mr. Granger is building on his property on South Creek Road.

A motion to pay the following bills was made by Raymond LeRoy, seconded by James Alsdorf and was passed with 5 ayes and no nos.

General Fund	5,006.62
Part Town <del>General</del> Fund	7.92

General Fund Item I & IA	8,220.37
General Fund Item III	15,015.34
General Fund Item IV	707.45
Federal Rev. Sharing	18,202.86
<b>Total</b>	<b>\$47,160.56</b>

Letter to VanderMolen

Town Justice Harry White reported that he had been in contact with David VanderMolen, Route 2L, Palmyra and Mr. VanderMolen requests an interpretation of the original Variance granted him. A motion made by James Alsdorf, seconded by Raymond LeRoy approved this request and the Clerk was asked to send Mr. VanderMolen a letter quoting the minutes of the July meeting on the interpretation of "Front line of the Building" as stated in Mr. VanderMolen's original Variance. Motion passed with 5 ayes and no nos.

The motion to adjourn was made by Andrew Baran, seconded by Raymond LeRoy and was passed unanimously.

Respectfully submitted,

*Betty B. Stubbings*

STATE OF NEW YORK, ) ss:  
COUNTY OF WAYNE )  
Darlene E. Matteson  
Secretary  
being duly sworn, says that she is the \_\_\_\_\_  
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at Palmyra, Wayne County, N. Y., and that a Legal Notice of which the annexed printed slip is a true copy, was duly published therein once in each week for ~~one~~ one week, beginning Aug. 22, 1973 and ending Aug. 22, 1973  
Darlene E. Matteson  
Sworn before me this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_  
\$9.84  
Notary Public, Wayne County.

... Hearing at 7:30 P.M. Eastern Daylight Saving Time on the 13th day of September, 1973 at the Town Clerk's Office, 204 East Main Street, Palmyra, New York for the purpose of hearing:  
(1) The application of Nero Lindblad, for a Special Authorization to operate a Boarding Kennel for dogs and cats on property located in an Agricultural zone. Premises are bounded on the west by the Lyons Road, on the North and East by the ...  
... of the Special Authorization of the Town Board. Per Article VII, Sec. 3.1 (Uses not permitted under article III, Sect. 3.1 Paragraph a thru, h.)  
The said Town Board will at said time and place hear all persons in support of said applications, or any objection thereto. Persons may appear in person or by Attorney, or agent.  
Dated: August 17, 1973  
Town Board of the Town of Palmyra  
Betty B. Stubbings  
Town Clerk



PALMYRA WILL HOLD a Public Hearing at the Office of the Town Clerk at 204 East Main Street in the Village of Palmyra on Thursday, September 13, 1973 at 7:45 P.M. concerning the adoption of a local law (or Resolution) subject to a Permissive Referendum. Why the Town of Palmyra should not adopt a local law (or Resolution) providing for an exemption from taxation and Special Ad Valorem Levies imposed by the Town of Palmyra for Town and Part Town purposes pursuant to Section 405 of the Real Property Law of the State of New York. Said local law (or Resolution) would grant exemption from taxes and special ad valorem levies imposed by or on behalf of the Town of Palmyra to persons approved by the New York State Tax Incentive Board, and approved from year to year by the business facilities Certificate of Eligibility. Is not revoked, modified, renewed or extended pursuant to the applicable Laws and Rules. Such facilities, if certified, shall receive the following assessment: 100 percent exemption for each of the first 5 years; 90 percent exemption for the 6th year; 80 percent exemption for the 7th year; 40 percent exemption for the 8th year; 20 percent exemption for the 9th year.

Such facilities, if certified, shall also be eligible for communications read pertinent to said proposal. Residents may appear in person or by representation.

By Order of the Town Board of the Town of Palmyra  
 Betty E. Stubbins  
 Town Clerk

A22 (199)

STATE OF NEW YORK, )  
 ) ss:  
 COUNTY OF WAYNE )

Darlene E. Matteson

Secretary

being duly sworn, says that she is the \_\_\_\_\_  
 of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at Palmyra, Wayne County, N. Y., and that a Legal Notice  
 of which the annexed printed slip is a true copy, was duly published therein once in each week for one ~~two~~ week(s), beginning Aug. 22, 1973  
 and ending Aug. 22, 1973

*Darlene E. Matteson*

Sworn before me this 24<sup>th</sup>  
 day of August, 1973

Fees \$13063

*Dorothy J. Schum*  
 Notary Public, Wayne County.

ROSEMARY A. SCHUMER  
 Notary Public, State of New York  
 No. 28,456  
 Commission Expires March 30, 1974 (199)

The Public Hearing scheduled for Nero Lindblad at 7:30 P.M., Thursday, September 13, 1973 at the Town Offices, 204 East Main Street, Palmyra, New York was opened by Supervisor Bedette with the following Board Members present: Councilmen Andrew Baran and Raymond LeRoy, Town Justice James Alsdorf, Town Attorney Paul Rubery and Town Clerk Betty Stubbings. Townspeople interested in the hearing were Mr. & Mrs. Peter Burn, Mr. Gordon B. Schrader and Mr. & Mrs. William Herman. The Clerk read the Notice of Public Hearing which stated the Town Board would hear any persons objecting to or in favor of the application of Nero Lindblad to operate a Boarding Kennel for cats and dogs on premises on Lyons Road. Mr. Lindblad was asked to present his plans for the Kennel. Mr. & Mrs. Burn questioned the applicant about fences and a sound barrier wall and Mr. Schrader questioned the amount of barking in an operation of this kind. Mr. Burn also asked if the Dog Training & Obedience Classes would continue. Town Justice James Alsdorf questioned Mr. Lindblad about distances from neighbors. After some further discussion, with Town Board members Supervisor Bedette and Town Attorney Paul Rubery questioning Mr. Lindblad on several points, a motion to close the hearing was made by Andrew Baran, seconded by Raymond LeRoy and was carried with 4 ayes and no nos.

PUBLIC  
HEARING  
FOR  
LINDBLAD  
(KENNEL)

The Public Hearing scheduled for 7:45 P.M. to hear any persons in favor of or opposed to the adoption of Local Law #1 Providing for an Exemption from Taxation and Special Ad Valorem Levies Imposed by the Town of Palmyra for Town and Part Town Purposes, was opened by Supervisor Bedette. The Clerk read the Notice of Publication. Russell M. Fowler and Russell Bowerman were in attendance for this Hearing. There being no one speaking for or against the adoption of Local Law #1, the motion to close the Hearing was made by James Alsdorf, seconded by Andrew Baran and was carried with a vote of 4 ayes and no nos.

PUBLIC  
HEARING  
LOCAL LAW  
# 1

The regular meeting of the Town Board of the Town of Palmyra was opened at 7:50 P.M. by Supervisor Bedette with the following interested people attending: Regina Caiazza, Ann Tyler, Florence Polverino, Ronald Madsen, Bruce Suhr.

The Clerk read the minutes of the August meeting. By motion of Raymond LeRoy, seconded by James Alsdorf, the minutes were accepted as read. Motion carried with 4 ayes and no nos.

MINUTES  
APPROVED

At this time, Bruce Suhr appeared before the Town Board to question conditions on LeRoy Road. He spoke of water running on his property and asked if there was anything which could be done to correct the problems. Town Highway Superintendent James DeBrine, Jr. arrived at this time and he explained reasons for delay in continuing work on LeRoy Road and Town Attorney Paul Rubery spoke on the problems of acquiring Rights of Ways. It was decided the Highway Committee along with Mr. DeBrine would look the situation over and try to help correct the problems.

In conjunction with the discussion on LeRoy Road, Mrs. Caiazza raised the question of what can be done about the intersection of North Creek Road and Harris Road. This has been a dangerous intersection for some time and the Town has received numerous complaints on the problem. Mr. Rubery explained that there are complications connected with acquiring the Rights of Ways and considering that North Creek Road is a County Road, The Town has been waiting to hear from the County as to what their recommendations are for correcting the situation.

*Adopted  
by Council  
Feb 27*

At this time the Board discussed the adoption of Local Law #1 giving Tax exemptions to qualifying new industries. Supervisor Bedette offered the motion, Raymond LeRoy moved that the Town of Palmyra adopt Local Law #1 and Andrew Baran seconded the motion. The Board members voted as follows: Ellsworth Bedette - aye, Raymond LeRoy - aye, Andrew Baran - aye, James Alsdorf - aye.

Now, Therefore, the following Resolution was offered by James Alsdorf, seconded by Raymond LeRoy and was passed with a vote of 4 ayes and no nos.

WHEREAS, a Local Law has been adopted by the Town of Palmyra pursuant to the rules and regulations, it is required that Notice of Adoption be published, posted and filed with the Secretary of State.

*Legal Aid Society*

Next on the agenda was a request from the Legal Aid Society seeking financial aid in order to keep operating and giving much needed legal assistance. The Society is asking the Towns to consider payment for a one-time appeal. The question of this request being legally possible was raised. It was decided that this item of business would be tabled until the October meeting.

*By  
Committee*

The Clerk read 2 applications for the position of Dog Enumerator, one from Edyth King and another from Marvin VanBortel. By motion of Andrew Baran, seconded by Ellsworth Bedette, Mr. VanBortel was appointed Dog Enumerator for 1973. Motion carried with 3 ayes and no nos.

*Landfill*

The Clerk read a letter from the Village of Palmyra in regard to a Contract for the Land-fill on Garnsey Road. The Village is requesting \$6,000.00 from the Town, covering service to June, 1974. A motion made by Andrew Baran, seconded by Raymond LeRoy that a contract be drawn up stating that the Town of Palmyra will pay \$4,000.00 by December 31, 1973, the remainder of \$2,000.00 to be paid by March 1, 1974 was carried with 3 ayes and no nos.

*Mercury  
lights*

A letter from the New York State Electric & Gas Corporation in regard to replacing the present street lights in East Palmyra with mercury lights was put before the Board for their consideration. Following some discussion, a motion granting authorization to replace the lights for an additional cost of \$141.40 annually was made by Raymond LeRoy, seconded by Andrew Baran and was carried with a vote of 3 ayes and no nos.

Another letter from the New York State Electric & Gas Corporation quoting a net annual cost of \$55.00 for a Mercury light at the intersection of Route 21 S and Crestwood Drive was discussed by the Board members. No decision was made at this time but the suggestion was made that the residents of that area petition the Board for such a light.

A letter from the Village of Palmyra in regard to land-fill violations was read by the Clerk. It is believed that the Garlock hauler is still dumping at the land-fill on Garnsey Road. This letter was referred to Committee.

*OT  
3-4-74*

The next item of business was a letter with attached Petition from the Village of Palmyra relative to the levy and collection of taxes for Items #3 and #4 of the Town Highway Budget. This letter was referred to the Highway Committee, Andrew Baran and Harry White.

*Palmyra  
Fire  
Contract*

Another letter from the Village of Palmyra in regard to the renewing of the Fire Contract between the Village of Palmyra and the Town of Palmyra was reviewed by the Board. A request was made for a date for a meeting between the Village Board of Trustees and the Town Board to negotiate a contract. Mr. Bedette will make the arrangements for such meeting.

BE IT RESOLVED THAT WHEREAS, LOCAL LAW #1 has been adopted and filed and Whereas:  
by Statute, Notice of Adoption must be published, posted and filed with the Sec-  
retary of State, NOW THEREFORE, by motion of James Alsdorf, seconded by Raymond  
LeRoy and carried with a vote of 4 ayes and no nos, BE IT RESOLVED, that a Notice  
of Adoption of Local Law #1 be published, posted and filed with the Secretary of  
State.



**LE & RAES**  
**Pre-Season**  
**Sale**

**Fri., Sept. 21 - 9 a.m.**

**SKIS**

	Reg.	NOW
K-21	\$125.00	\$62.50
K-22	135.00	94.50
K-23	160.00	112.00

STATE OF NEW YORK, )  
COUNTY OF WAYNE ) ss:

Darlene E. Matteson  
Secretary

being duly sworn, says that she is the \_\_\_\_\_  
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at  
Palmyra, Wayne County, N. Y., and that a Legal Notice  
of which the annexed printed slip is a true copy, was duly published therein once in  
each week for one ~~two~~ weeks, beginning Sept. 19, 1973  
and ending Sept. 19, 1973

Sworn before me this 21st  
day of September 1973

Dorothy S. Scher  
Notary Public, Wayne County.  
No. 85425  
Commission Expires March 31, 1974

Fees \$27.60

A letter from the Zoning Board of Appeals requesting a secretary and the use of a recorder for Public Hearings was brought to the Board's attention. It was suggested that the Zoning Board of Appeals submit a budget covering these items.

*Secretary  
Recorder  
Zoning Appeals*

A letter from the Zoning Board of Appeals in regard to the application of Palmyra Building Supply was read by the Clerk. Comments by the Palmyra Planning Board were read. Town Attorney Paul Rubery spoke in regard to this application and suggested contact with Zoning Board of Appeals members. The Town Board suggested approval of the application if use of the property can be proven.

*Palmyra Building Supply*

A letter to the Planning Board and Town Board from Fred Bennett requesting approval for a Beauty Shop in a home was brought before the Board for consideration. A motion granting approval for this Beauty Shop with the following conditions was made by Andrew Baran, seconded by Raymond LeRoy and was carried with 3 ayes and no nos. Conditions: 1. All customer parking off Highway. 2 Provide ample parking space and put a sketch on the application showing parking for 5 cars. 3. Applicant will conform with all Zoning Regulations in regard to signs and set-backs. The Clerk will inform Mr. Bennett of the Board's decision.

*Approval  
Bennett  
Beauty Shop*

At Mr. Rubery's suggestion, Supervisor Bedette explained to the Townspeople attending this meeting, the request of the Village of Palmyra to tax exempt village residents for Item # 3 & # 4 of the Highway Department.

*Items  
3 & 4*

A discussion on Mr. Lindblad's application to operate a Boarding Kennel was next on the agenda. The following conditions were added to the application, Design of Sound Barrier Wall, Perimeter Fence 6' high, Insulation in roof of the Kennel building, access driveway to be put on the maps. ~~XXXXXXXXXXXXXXXXXXXX~~ No decision on this application was made at this time, but when Mr. Lindblad meets the above mentioned conditions, the Board will review his plans.

*Lindblad  
Kennels*

James DeBrine, Jr., Town Highway Superintendent was asked to bring his items of business before the Town Board at this time.

With the Wayne County Park Plan in process, Mr. Debrine raised the question of contacting the Public Service Commission and the Penn Central about erecting Warning Flashers at the crossing on Hogback Hill Road at Harrison Mills.

An item for the Budget is new Highway, Street and Road signs, plus new Bus Stop signs. to be installed by the Town.

A discussion was held on the lease with the Village of Palmyra on the land for the new Village Barns. Mr. Debrine made comments in regard to the possible route the new Route 31 will take and asked the Board to consider this fact in determining the length of lease with the Village.

*Village  
Barns*

Further discussion was held on the purchase of a Used Gradall. One has been located and is being rented at the present time. The purchase price on this machine is \$20,000.00. No decision will be made until a full Board is present.

There was no report from Zoning Enforcement Officer Francis Toole.

Town Attorney Paul Rubery reported that he has received no notification on re-voking or amending the Fire Contracts with Port Gibson and East Palmyra.

No decision has been reached on Arnold Pechler's application. The Town Attorney and the Supervisor were delegated to meet with Mr. Pechler to talk over the conditions which will be a part of his application.

The motion to pay the following bills was made by Raymond LeRoy, seconded by Andrew Baran and carried with 3 ayes and no nos.

GENERAL FUND	6,527.22
PART TOWN FUND	387.14
ITEM I	21,153.15
ITEM III	575.14
ITEM IV	715.94
FEDERAL REVENUE SHARING	13,635.08
TOTAL	\$42,993.67

The motion to adjourn was made by Andrew Baran, seconded by Raymond LeRoy and was carried with 3 ayes and no nos.

Respectfully submitted,

*Betty B. Stubbings*

STATE OF NEW YORK, ) ss.  
COUNTY OF WAYNE, )

Darlene E. Matteson  
Secretary

being duly sworn, says that she is the \_\_\_\_\_  
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at Palmyra, Wayne County, N. Y., and that a Legal Notice of which the annexed printed slip is a true copy, was duly published therein once in each week for one ~~two~~ weeks, beginning Sept. 26, 1973 and ending Sept. 26, 1973.

Sworn before me this 28th day of September, 1973.

*Gordon R. Morrison*  
Notary Public, Wayne County.

For the State of New York  
Qualified in Monroe County  
My Commission Expires March 30, 1975

Fee: \$11.28

**NOTICE OF PUBLIC HEARING**  
**TOWN OF PALMYRA**  
PLEASE TAKE NOTICE, that the Town Board of the Town of Palmyra will hold a Public Hearing at 7:30 P.M. Eastern Daylight Saving Time on the 11th day of October, 1973 at the Town Clerk's Office, 204 East Main Street, Palmyra, New York for the purpose of hearing:

(1) The application of Dr. Morton S. Adams for a Special Authorization to operate a Doctor's office and clinic on Cornwall Road on property located in an Agricultural Zone. Premises are bounded on the North by lands of one Wizenman, John Cox and one Wizenman, on the South by the South Town Line and on the West by the \_\_\_\_\_.

Special Authorization on the Town Board, Part Article VII, Sect. 71 (1) Sect. 3 Paragraph (b) which uses not permitted under Article 11 Sect. 3 Paragraph (b) will be said to be a violation of the said persons in support of said application or any objection thereof. Persons may appear in person or by attorney or agent.

Dated: September 24, 1973  
Town Board of the  
Town of Palmyra  
Betty B. Stubbings,  
Town Clerk

526 (127)



The Public Hearing scheduled for 7:30 P.M. in the Town Offices, 204 East Main Street, Palmyra to hear persons in favor of or objecting to the application of Dr. Morton S. Adams for a Special Authorization to establish a Doctor's office and clinic on Cornwall Road located in an Agricultural Zone was opened by Supervisor Bedette with the following Town Officers present: Supervisor Ellsworth Bedette, Town Councilmen Raymond LeRoy and Andrew Baran, Town Justices Harry White and James Alsdorf, Town Attorney Paul Rubery, Town Highway Superintendent James Debrine, Jr., and Town Clerk Betty Stubbings. Townspeople attending were: Dr. Morton S. Adams, Ronald Madsen, Robert Daly, Mrs. Tyler, Mrs. Caiazzo and Mrs. Polverino. The Clerk read the Proof of Publication. Dr. Adams presented his plans to the Board and answered questions posed by Board members. All persons desiring to be heard, having been heard, a motion to close the Public Hearing was offered by Ellsworth Bedette, moved by Andrew Baran, seconded by Raymond LeRoy and was carried with a vote of 5 ayes and no nos.

*Special  
Author.  
Public  
Hearing  
Dr. Adams*

The regular meeting of the Town Board was opened at 7:40 P.M.. The minutes of the September meeting were approved as read by motion of James Alsdorf, seconded by Andrew Baran and passed with 5 ayes and no nos.

Town Justice James Alsdorf left to attend another meeting.

The Clerk reported some replacements for Election Inspectors who have resigned. A motion made by Harry White, seconded by Raymond LeRoy approved the appointment of Mrs. Fred Kaespffe to replace Mrs. Grace Dillon in District #4, Mrs. Louis Sementilli to replace Mrs. Louis Wizeman and Mrs. Cora Sampson to replace Mrs. Virginia Wilson in District #6. Motion carried with 4 ayes and no nos.

*Changes  
in Election  
Inspectors*

A motion made by Raymond LeRoy, seconded by Andrew Baran granted approval to a request from Mrs. Elaine Scherer to continue to operate her Bait Shop for 2 years. Motion passed with 4 ayes and no nos.

*Mrs. Scherer's  
Bait Shop*

A letter from the Chamber of Commerce requesting approval to use the office window for student Halloween decorations was presented to the Board for consideration. A motion made by Harry White, seconded by Raymond LeRoy granted such approval. Motion carried with 4 ayes and no nos.

*Approval  
to use  
Office  
Window*

A copy of a letter from the Daily Messenger of Canandaigua to Paul Rubery suggesting that the Town Board consider designating the Daily Messenger as a Town newspaper was tabled.

A communication from the Board of Elections to the Town Clerk in regard to Sect. 252 of the Election Law dealing with Instruction to voters (prior to election) on how to use the voting machine, was brought to the Board's attention.

A letter from the Wayne County Highway Dept. in regard to the Contract on Snow & Ice Removal came before the Board for discussion. A motion entertained by Supervisor Bedette, moved by Harry White and seconded by Raymond LeRoy authorized Supervisor Bedette to acknowledge agreement with Wayne County for Snow Removal for the 73-74 season under the same conditions as applied in the 72-73 Snow season. Motion carried with 4 ayes and no nos.

*Notice  
Should See  
Removal  
Contract*

At this time, a letter from the Hillcrest Development Corporation (Allen Granger) in regard to his contract with the Village of Palmyra, specifically mentioning Article 4 said contract was read by the Clerk. This resulted in considerable discussion on several points. In regard to possible violations by Garlock haulers, Mr. Lloyd Greene had been contacted and the situation will be corrected as soon as possible.

*analyzed*

Mrs. Polverino raised the question: Who is responsible to watch for violations at the site on Garnsey Road?

The Contract between the Town of Palmyra and the Village of Palmyra was explained by both Supervisor Bedette and Town Attorney Paul Rubery. Supervisor Bedette reported on a meeting of the Land-Fill Committee held on Tuesday evening following the Planning Board meeting. Representatives from the Genesee - Finger Lakes Regional Planning Board and County Regional Planning Commission and Syracuse Supply attended that meeting. Mrs. Caiazza asked what the Land-Fill Committee has been accomplishing. The Committee has been considering sites, obtaining views of the people on land-fills and Mr. Bedette explained that the Committee will make recommendations to the Town Board on all aspects of a land-fill. Mr. Rubery made some comparisons on types of operations such as, Incineration, Sanitary land-fill and Re-cycling.

Mr. Rubery reported that in regard to progress on the acquiring of land in the Harris Road area, Mr. Alexander has contacted him and negotiations are in process.

*Crestwood Dr. Petition Denied*

A petition from residents on Crestwood Drive requesting a light or lights for their street was presented to the Board. Discussion on several points followed. Ronald Madsen, a resident of the area was asked his opinion. Town Highway Superintendent J. DeBrine was asked his opinion of traffic in that area. A motion made by Harry White, seconded by Raymond LeRoy denied the petition as presented by the residents of Crestwood Drive. Motion carried with a vote of 4 ayes and no nos.

*Legal Aid Society funds denied*

The request for financial aid from the Legal Aid Society presented to the Board at the last meeting but tabled until the Town Attorney could check the legality of payments of this type of request, was brought again to the Board's attention. The Town Attorney reported that the Town could not legally contribute to the Legal Aid Society. A motion made by Andrew Baran, seconded by Harry White denied the request for approval of payment of funds to the Society. Motion passed with 4 ayes and no nos.

Town Justice James Alsdorf returned to the meeting at this time.

*Motion approved Lindblad*

Mr. Nero Lindblad's application for a Special Authorization to operate a Boarding Kennel was reviewed by the Board with members checking the applicant's plans to determine if all conditions have been met. A motion made by Andrew Baran, seconded by Raymond LeRoy granted approval for this Special Authorization with the stipulation that Francis Toole, Zoning Enforcement Officer check with Mr. Lindblad to assure that all conditions are complied with. Motion carried with 5 ayes and no nos.

The Highway Committee and James DeBrine reported on the request of Bruce Suhr of LeRoy Road to correct a problem of excess water on his property. A pipe has been installed under his driveway and some ditching done and Mr. Suhr is satisfied with the work done.

Neither Mr. Bedette nor Mr. Debrine has received a report on the installation of flashers at the Railroad crossing on Hogback Hill Road. It is believed that the Public Service Commission directed the Railroad to establish the flashers.

In regard to the letter and petition from the Village of Palmyra on exemption of Village residents on Items #3 and #4 of the Town's Highway Budget, the Highway Committee's recommendation is to deny the petition. A motion denying the petition was made by Andrew Baran, seconded by Harry White and was carried with a vote of 5 ayes and no nos.

*Dr. Adam's application denied*

At this time, Dr. Adam's application for Special Authorization to establish a Doctor's office and clinic on Cornwall Road was considered by the Board. A motion by Raymond LeRoy, seconded by James Alsdorf granted approval to Dr. Adam's application and motion was passed with 5 ayes and no nos.

*Dr. Adam's application approved*

MEMORANDUM AND DECISION

TO: Francis S. Toole, Zoning Enforcement Officer

RE: Resolution, Town Board concerning property situated at East Palmyra

FROM: Clerk of the Town Board

TOWN OF PALMYRA  
TOWN BOARD

COUNTY OF WAYNE  
STATE OF NEW YORK

In the Matter of the Appeal of

MERD LINDBLAD

for a Variance Under the Zoning Laws of  
the Town of Palmyra, Article 3 Section 3.2  
and Article 7 Section 7.1

September 13, 1973 at 7:30 P.M.

Present: Ellsworth H. Bedette, James R. Alsdorf, Raymond LeRoy,  
Andrew Baran, Betty Stubbings, Paul T. Rubery

Absent: Harry K. White

Pursuant to a notice published in the Palmyra Courier Journal on the 29th day of August, 1973, the applicant was MerD Lindblad who wanted to convert a portion of his premises to include a kennel and boarding facility for dogs and cats. The kennel would be in violation of Article 3 Section 3.2 and Article 3 Section 3.1.7 and Article 7 Section 7.1 in that a special permit is required in an agricultural district.

The meeting was called to order by Chairman Ellsworth H. Bedette, and Betty Stubbings read the public notice. The Chairman then called for a statement from the proponent, MerD Lindblad. Parties present other than the members of the Town Board and Town Attorney were Mr. Schrader, Mr. and Mrs. Benson, Mr. Herman.

Proponent outlined the project and how it would appear and his reasons for proposing it. Mr. Lindblad currently raises dogs and has been conducting dog training and obedience classes on the premises. The proposed kennel will be 50 x 25, which would have

10 to 12 outdoor dog runs, and would face the west. There would be 6 runs inside and 9 to 12 cages for smaller animals. In order to cut down the noise, he would separate each run. The building itself would be heated and airconditioned and vents surrounding the place, it would be insulated. It would be fenced by a chain link fence 5 to 6 feet high. He would put up a sound wall or barrier towards the Herman house and the ~~Beason~~ house. The kennels themselves would face towards Cambier Road. He indicated that at night he would keep the kennels closed. In response to the question from Mr. Schrader, he said he could put up a canopy to deaden the sound. It was indicated that the kennel would interfere with dog training classes on Sunday and it was indicated that the dog training classes on Sunday would be moved across the road to the flats and they would be conducted for only 3 hours on Sunday. He indicated that the ~~Beason~~ house was 500 to 600 feet away as was the Schrader house. He thought that the capacity would be 30 dogs with 10 to 12 outside runs. He indicated sound suppressing in walls could be used and that the runs would be covered and there would be a 3 foot chain link fence, at the lower part of the wall separating the runs would be also a 3 foot cement block. He would try to install approximately a 10 foot or some sort of a sound barrier and a chain link fence around the entire property of 5 to 6 feet. It was suggested that he could put a sound deadener in the roof to help deaden the sound of the animals. Mr. Lindblad indicated that he was an engineer with the Xerox Corporation and that this was in furtherance of his hobby. There were a few questions, but the main questions dealt the conduct of the business on Sunday afternoon and the noise that would be generated.

Andrew Baran moved the adoption of the following resolution which was seconded by Raymond LeRoy, and adopted by an unanimous vote.

WHEREAS, ~~MerD~~ Lindblad on August 17, 1973 filed an application for a variance from Article 3 Section 3.2 and Article 3 Section 3.1.7 and Article 7 Section 7.1 to permit him to build a kennel to house dogs, which kennel is not specifically a permitted use in an agricultural zone, and

WHEREAS, a public hearing on this application was held by the Town Board of the Town of Palmyra in the Town Clerk's office on September 13, 1973, at 7:30, after due notice by publication in the Palmyra Courier Journal, and

WHEREAS, at said hearing ~~MerD~~ Lindblad appeared in support of said application and Mr. and Mrs. ~~Baker~~, Mr. Schrader, Mr. Herman and certain neighbors appeared for information and not specifically in opposition thereto, and

WHEREAS, after reviewing the facts and finding that failure to grant said application would create a hardship because of the prior interest in Mr. Lindblad in raising his dogs and conducting the training operations which he has and that the variance required should be granted so that the spirit of the ordinance shall be observed, public safety and welfare secured and substantial justice done, upon the condition, however, that the said Lindblad would enclose the entire premises with a 5 to 6 foot chain link fence, he would install a sound deadener in the roof of the structure, all of the outdoor runs would be covered and the bottom half of all runs would be of a cement block nature at least 3 feet high so the dogs could not see each other and that a sound barrier specifically would be erected toward his closest neighbors, and that capacity would not be exceeded and there would be no dog training classes conducted on the premises occupied by the kennel and there would be not more than 3 hours training classes on Sunday afternoons. All the terms and conditions of any other ordinance of the State, Town and County be observed as well as the regulations and complied therewith and also any building codes that would be applicable.

NOW, THEREFORE, BE IT RESOLVED that this application be and the same hereby is granted as modified, and the Building Inspector of the Town of Palmyra be and he hereby is authorized to issue a building permit for said construction upon compliance by the applicant with all other provisions of the Zoning Ordinance of the Town of Palmyra and all other regulations pertaining to a building of this type.

There being no further business, \_\_\_\_\_ moved for adjournment, seconded by \_\_\_\_\_, the motion was unanimously carried.

Betty B. Stubbings  
Secretary/Town Clerk

Ellen M. Bissett

James K. Alford

Raymond M. LeRoy

Andrew Bacon

\_\_\_\_\_  
\_\_\_\_\_

Raymond LeRoy brought up a question about what Floyd Pulcini is doing at the Canal flats on Maple Avenue. It appears that Mr. Pulcini is removing top soil. Francis Toole will check into this matter.

Town Highway Superintendent James DeBrine brought some items of business before the Board for consideration.

Following more discussion on the purchase of a Gradall, a motion by Harry White, seconded by Andrew Baran authorized the advertising for bids for a Gradall, bids returnable by next regular Town Board meeting. Motion carried with 5 ayes and no nos.

*Town Bd  
Withdrawn  
Bids for  
Gradall*

A motion authorizing the purchase of the following tires was made by Andrew Baran, seconded by Harry White and passed with 5 ayes and no nos.

*Five  
Purchase*

- 4 - 11:00 x 20 and 2 - 7:50 x 16 8 ply Snow tires
- 2 - 8:00 x 16 1/2 Snow tires 2 - 8:00 x 16 1/2 Front tires.

In regard to progress being made on acquiring Rights of Way on LeRoy Road, Town Attorney Rubery reported the situation as slow. What kind of action to take next was discussed, even to condemnation. It was decided to have Mr. Rubery make contact with the land-owners involved before continuing with any kind of legal action.

Harry White placed before the Board for their consideration a request from the members of the Palmyra Fire Department who live in the Town, for an exemption on their taxes. About 15 property owners are involved. Supervisor Bedette named Raymond LeRoy and James Alsdorf as a Committee to check into this request, also asked for recommendations from the Town Attorney.

*Town  
Firemen  
Exemption*

The motion to pay the following bills was made by Raymond LeRoy, seconded by Andrew Baran and was carried with 5 ayes and no nos.

GENERAL FUND	3,402.57	
PART TOWN FUND	46.66	
ITEM I & IA	6,534.34	
ITEM III	3,647.59	
ITEM IV	694.50	
FEDERAL REVENUE SHARING	2,423.10	TOTAL \$16,748.76

The motion to adjourn this meeting to Thursday, October 18, 1973 in order to review the Preliminary Budget was made by Raymond LeRoy, seconded by Harry White and was passed with a vote of 5 ayes and no nos.

Respectfully submitted,

Betty B. Stubbings  
Betty B. Stubbings, Town Clerk

Special Meeting

A Special meeting was held by the Town Board of the Town of Palmyra on Thursday, October 18, 1973 at 7:00 P.M. at the Town Offices, 204 East Main Street, Palmyra to review the Preliminary Budget for 1974. Members present were Supervisor Ellsworth Bedette, Town Councilmen Andrew Baran and Raymond LeRoy.

*Resolution  
re Public Hearing  
re Preliminary  
Budget*

Following discussion on the Budget, the following Reselution was offered:

BE IT RESOLVED THAT, Whereas the Preliminary Budget for 1974 has been determined and filed and Whereas by Statute a Public Hearing must be held, NOW THEREFORE, by motion of Andrew Baran, seconded by Raymond LeRoy and carried with a vote of 3 ayes and no nos, BE IT RESOLVED, that a Public Hearing on the Preliminary Budget be held October 31, 1973 (Wednesday) at 8:00 P.M. in the Town Offices and that the notice purasant to statute be given.

*Landfill  
Town ownership*

At this time the Board discussed the land-fill situation. In order to establish the Town's position on the operation of a land-fill, a motion made by Ellsworth Bedette, seconded by Andrew Baran that the Town Board of the Town of Palmyra go offically on record that they are convinced that a land-fill must be owned by the municipality and may not feasibly be owned and operated by a private operator, was passed withaa vote of 3 ayes and no nos. Supervisor Bedette will send a letter to Mr. Granger stating the Town's position on a Town land-fill.

A motion to adjourn this meeting was made by Raymond LeRoy, seconded by Andrew Baran and was carried with a vote of 3 ayes and no nos.



Public Hearing  
Preliminary Budget

The Public Hearing scheduled for 8:00 P.M. October 31, 1973 in the Town Offices, 204 East Main Street, Palmyra for the purpose of reviewing the Preliminary Budget for 1974 and for hearing persons in favor of or objecting to said Budget as compiled, or for or against any item or items therein contained was opened at 8:00 P.M. by Supervisor Bedette with the following Town Officers present: Supervisor Bedette, Town Justice Harry White, Town Councilmen Andrew Baran and Raymond LeRoy, Town Highway Superintendent James DeBrine, Jr. and Town Clerk Betty Stubbings. Ronald Madsen was also present.

The Town Board reviewed the Preliminary Budget as presented, answered questions regarding same.

All persons desiring to be heard, having been heard, a motion to close the Public Hearing was made by Harry White, seconded by Andrew Baran and was carried with a vote of 4 ayes and no nos.

Respectfully submitted,

*Christina*  
Town Clerk

STATE OF NEW YORK, ss: \_\_\_\_\_  
COUNTY OF WAYNE, ss: \_\_\_\_\_  
Darlene E. Matteson  
Secretary

being duly sworn, says that she is the \_\_\_\_\_  
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at Palmyra, Wayne County, N. Y., and that a Legal Notice of which the annexed printed slip is a true copy, was duly published therein once in each week for one ~~two~~ weeks, beginning Oct. 24, 1973 and ending Oct. 24, 1973

Sworn before me this 26th day of October, 1973  
*Darlene E. Matteson*  
Notary Public, Wayne County.

Fee: \$9.84

Notary Public, State of New York  
No. 84223  
Commission Expires March 31, 1974

**NOTICE OF HEARING UPON PRELIMINARY BUDGET**  
NOTICE IS HEREBY GIVEN that the preliminary budget for the Fiscal Year beginning January 1, 1974, has been completed and filed in the office of the Town Clerk at 204 East Main Street, Palmyra, New York, where it is available for inspection by any interested person at all reasonable hours. Further notice is hereby given that the Town Board of the Town of Palmyra will meet and review said preliminary budget and hold a public hearing thereon at the Town Hall at 8:00 o'clock P.M. on the 31st day of October, 1973, and that any person desiring to be heard in favor of or against the preliminary budget should appear at the hearing on or before the date specified herein contained.

Supervisor: (each) \$10.00  
Town Councilmen (each) \$10.00  
Town Clerk \$12.50  
Highway Superintendent of Highway \$12.50  
By Order of the Town Board  
Betty B. Stubbings  
Town Clerk

Public Hearing  
Preliminary Budget

The Public Hearing scheduled for 8:00 P.M. October 31, 1973 in the Town Offices, 204 East Main Street, Palmyra for the purpose of reviewing the Preliminary Budget for 1974 and for hearing persons in favor of or objecting to said Budget as compiled, or for or against any item or items therein contained was opened at 8:00 P.M. by Supervisor Bedette with the following Town Officers present: Supervisor Bedette, Town Justice Harry White, Town Councilmen Andrew Baran and Raymond LeRoy, Town Highway Superintendent James DeBrine, Jr. and Town Clerk Betty Stubbings. Ronald Madsen was also present.

The Town Board reviewed the Preliminary Budget as presented, answered questions regarding same.

All persons desiring to be heard, having been heard, a motion to close the Public Hearing was made by Harry White, seconded by Andrew Baran and was carried with a vote of 4 ayes and no nos.

Respectfully submitted,

*Betty B. Stubbings*  
Betty B. Stubbings, Town Clerk

STATE OF NEW YORK  
COUNTY OF WAYNE

Darlene E. Mattsson  
Secretary

being duly sworn, says that she is the  
of the Palmyra Courier-Journal,  
Palmyra, Wayne County,  
of which the annexed printed slip  
each week for ONE  
and ending Oct. 24, 1973  
Sworn before me this 26<sup>th</sup>  
day of October  
*[Signature]*  
Notary Public, State of  
No. 841200  
Commencement: October 2nd

NOTICE OF HEARING UPON  
PRELIMINARY BUDGET  
THAT THE PRELIMINARY BUDGET FOR THE  
TOWN OF PALMYRA FOR THE  
FISCAL YEAR BEGINNING JANUARY 1,  
1974, HAS BEEN COMPILED AND  
FILED IN THE OFFICE OF THE TOWN  
CLERK AT 204 EAST MAIN STREET,  
PALMYRA, NEW YORK, WHERE IT IS  
AVAILABLE FOR INSPECTION BY ANY  
INTERESTED PERSON AT ALL  
REASONABLE HOURS.

Further notice is hereby given  
that the Town Board of the Town  
of Palmyra will meet and review  
said preliminary budget and hold  
a public hearing thereon at the  
Town Hall at 8:00 o'clock P.M. on  
Friday, October 19, 1973, and  
that such hearing any person  
may be heard in favor of or  
against the preliminary budget  
therein contained.

Notary Public, State of  
Wayne County, New York  
Councilmen (each) \$30.00 Town  
Clerk \$15.00 Superintendent of  
Highway \$12.50.00  
By Order of  
The Town Board  
Betty B. Stubbings  
Town Clerk

1. The Board of Highway Supervisors of the Town of Palmyra, New York, is hereby advertising for proposals for the purchase of a new piece of machinery to be used in the town of Palmyra, New York, at the office of the Town Clerk, 209 East Main Street, Palmyra, New York, until 5 P.M. November 8, 1973. All bids will be publicly opened and read at that time.

2. Specifications are available to any interested person at the office of the Town Clerk of the Town of Palmyra, New York. The Town Clerk will be responsible for the following conditions:

1. That the town Board reserves the right to reject any or all bids submitted in response to this notice.

2. The Town Clerk shall be responsible for the following conditions:

1. That the bid shall be equal to or less than the specifications set forth.

2. That the bid shall be made in cash or by check, payable to the order of the Town of Palmyra, New York, in the amount of \$10,000.00.

3. That the bid shall be made in cash or by check, payable to the order of the Town of Palmyra, New York, in the amount of \$10,000.00.

4. That the bid shall be made in cash or by check, payable to the order of the Town of Palmyra, New York, in the amount of \$10,000.00.

5. That the bid shall be made in cash or by check, payable to the order of the Town of Palmyra, New York, in the amount of \$10,000.00.

6. Upon acceptance of his bid, the successful bidder shall execute a contract in accordance with this proposal, such contract being subject to the approval of the Superintendent of Highways, County of Wayne, State of New York.

7. In the event of a failure of the successful bidder to fulfill his contract for any reason, the contract may be declared void.

Betty B. Shuppings  
Town Clerk of  
Town of Palmyra  
NY 145

STATE OF NEW YORK, ) ss:  
COUNTY OF WAYNE )

Darlene E. Matteson  
Secretary

being duly sworn, says that she is the  
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at Palmyra, Wayne County, N. Y., and that a Legal Notice of which the annexed printed slip is a true copy, was duly published therein once in each week for one week, beginning Oct. 24, 1973 and ending Oct. 24, 1973

Sworn before me this 3rd day of December 1973  
Richard C. McLeod  
Notary Public, Wayne County.

Oct. 24, 1973

DEBORAH A. GOSLER  
Notary Public, Wayne County, New York  
No. 84453  
Commission Expires March 31, 1974

The regular meeting of the Town Board of the Town of Palmyra was opened by Supervisor Bedette at 7:30 P.M. Thursday, November 8, 1973 in the Town Offices, 204 East Main Street, Palmyra, New York.

Those present were Supervisor Ellsworth Bedette, Town Councilman Andrew Baran, Town Justice Harry White, Town Highway Superintendent James DeBrine, Jr., Town Attorney Paul Eubery, Town Clerk Betty Stubbings, Ronald Madsen, David Lyon, Ernest Polverino.

At this time and place, the Supervisor announced that sealed bids on the purchase of a Gradall Excavator for the Highway Department would be opened. Specifications and Notice of Proof of Publication for the Advertisement for bids were read by the Clerk and filed.

BIDS FOR  
GRADALL

The following bid was received:

Dow & Co. Inc. -	Used 1964 Gradall Model G-600 Hydraulic Excavator
Delivered Price	\$16,000.00
Trade allowance for 1950 Gradall	1,500.00
Net Difference	\$14,500.00

A motion was made by Andrew Baran, seconded by Harry White to accept the one bid from Dow & Co. Motion passed with 3 ayes and no nos.

BID FROM  
DOW & CO.  
ACCEPTED

A motion to dispense with the reading of the minutes of the October meeting was made by Andrew Baran, seconded by Ellsworth Bedette and was carried with 3 ayes and no nos.

A letter from Mrs. Floyd (Doris) Pulcini in regard to the piling of top-soil on property on Maple Avenue was read by the Clerk. After some discussion, it was decided that Supervisor Bedette would send a letter to the Pulcini's reminding them that a Special Authorization from the Town Board is required before the top-soil may be removed.

PILING OF  
TOPSOIL ON  
MAPLE AVE.  
PULCINI

A letter from the Palmyra-Macedon Central School regarding school bus operation on roads within housing developments not plowed and maintained by the appropriate municipality was read by the Clerk, noted as received and filed. Supervisor Bedette will also answer this letter informing the School that one road exists within the Town of Palmyra which has not been dedicated and therefore is not plowed or maintained. This letter brought to the Board's attention the problems which could arise in regard to roads and maintenance of same. The Town Attorney suggested the Adoption of a Resolution which would insure compliance with local requirements and regulations by the developer.

LETTER FROM  
PAL-MAC SCHOOL  
RE: SCHOOL BUS  
OPERATION ON  
ROADS NOT  
FLOWED OR  
MAINTAINED

RESOLUTION REQUIRING ENGINEERING CERTIFICATION PRIOR TO TOWN ACCEPTANCE FOR ISSUANCE OF CERTIFICATE OF OCCUPANCY IN RESPECT TO THE APPROVAL OF PLATS, APARTMENT HOUSE DEVELOPMENTS, COMMERCIAL AND INDUSTRIAL SITES, STREET OR HIGHWAY DEDICATIONS SUBMITTED TO THE TOWN PLANNING BOARD AND/OR THE TOWN BOARD:

RESOLUTION  
REQUIRING  
ENGINEERING  
CERTIFICATION

By motion of Andrew Baran, seconded by Harry White and carried with 3 ayes and no nos, The Town of Palmyra acting through its duly constituted Town Board and pursuant to the authority conferred by law, resolves as follows:

SECTION I. The Purpose of the Resolution is to insure proper installation and construction of site facilities in accordance with approved plans as presented by a professional engineer or licensed surveyor and approved by the Town Planning Board pursuant to its rules and regulations with respect to plats, apartment house developments, commercial and industrial sites and street or highway dedications.

SECTION II. The surveyor or professional engineer whose seal and signature appear on the drawings describing proposed work for highways, apartment projects or commercial sites, or his designated representative, shall be responsible for making periodic visits to the construction site to familiarize himself with the progress and quality of the construction, and to determine in general if the construction is proceeding in accord with the drawings, specifications and addenda thereto which have been approved by the Planning Board.

SECTION III. He shall file reports with the Planning Department at regular intervals indicating the times of such visits, the status of the construction, and of any defects or discrepancies between the actual construction and the approved drawings and specifications affecting sanitary sewers, storm sewers, water mains, parking and paved areas, building elevations, grading and landscaping. He shall advise the Planning Department when such discrepancies have been corrected.

SECTION IV. The surveyor or engineer shall not be responsible for construction means, methods, techniques, sequences or procedures, or for safety precautions and programs in connection with the construction, nor shall he be responsible for the contractor's failure to carry out the construction in accord with the approved drawings and specifications.

SECTION V. Upon completion of the construction or installation of site facilities the surveyor or engineer shall file a certificate of compliance with the Planning and Building Departments stating that to the best of his knowledge the site or street has been completed in accord with the approved drawings, specifications and addenda thereto insofar as sanitary sewers, storm sewer, water mains, parking and paved areas, building elevations and locations, grading and landscaping, or shall state any defects of which he is aware.

SECTION VI. No certificate of occupancy shall be issued by the Building Department and no highway shall be accepted for dedication by the Town Board until said certificate of compliance has been filed with the Planning Department and the Building Department.

This Resolution shall take effect immediately upon its adoption by the Town Board of the Town of Palmyra.

~~XXXX~~ Some unfinished business from the October 1973 meeting was the determining of the pay for Election Inspectors. Town Attorney Paul Rubery's recommendation after checking with the Department of Audit & Control was to set a day's pay for Election Day and determine an hourly rate from that in order to pay for other days with less hours. A motion making a Standard Election Day as 18 hour duration and the pay \$36 per day and for any portion therefore the pay would be at the rate of \$2.00 per hour was made by Andrew Baran, seconded by Harry White and carried with a vote of 3 ayes and no nos.

MOTION  
SETTING PAY  
FOR ELECTION  
INSPECTORS

MOTION SETTING A motion made by Ellsworth Bedette, seconded by Harry White set the SALARY OF salary of the Voting Machine Custodians (2) at \$100 each per year. Motion VOTING MACHINE carried with 3 ayes and no nos. CUSTODIANS

A motion offered by Harry White, seconded by Andrew Baran granted MOTION approval for Town Officers plus 1 representative each from the Planning GIVING APPROV Board and Zoning Board of Appeals to attend the Association of Towns ALL FOR TOWN Annual Meeting in New York City February 4 - 6, 1974 at Town expense. OFFICERS TO ATTEND ASSOC. TOWNS MEETING Motion carried with 3 ayes and no nos.

MOTION  
AUTHORIZING  
PURCHASE OF  
RECORDER

Following a request from both the Planning Board and Zoning Board of Appeals for a Cassette Recorder which would be used for public hearings and transcribing of same, a discussion was held on type of machine best suited for purposes mentioned as well as use in the Town Office and Justice Courts. A motion by Harry White authorizing purchase of a Laniel Edisette 1977 under State Bid was seconded by Ellsworth Bedette and was carried with a vote of 3 ayes and no nos.

MOTION TO  
ADOPT 1974  
BUDGET

At this time discussion on the Budget for 1974 was continued. Two changes were made: 1. Association of Town's dues from \$180 to \$190, 2. Palmyra Volunteer Ambulance Service from \$5500 to \$4500. A motion by Ellsworth Bedette that the Town Board of the Town of Palmyra approve the Adoption of the Budget for 1974 was seconded by Andrew Baran and passed with a vote of 3 ayes and no nos.

Considering that the Village of Palmyra has indicated that it has elected to terminate the Contract for Fire Protection in the Palmyra Fire Protection District, the following Resolution was offered by Ellsworth Bedette, seconded by Harry White and carried with a vote of 3 ayes and no nos.

~~XXXX~~ RESOLUTION FOR PUBLIC HEARING ON A NEW FIRE PROTECTION CONTRACT TO BE ENTERED INTO BY THE TOWN BOARD OF THE TOWN OF PALMYRA WITH THE VILLAGE OF PALMYRA

RESOLUTION  
FOR PUBLIC HEARING  
ON NEW FIRE CON-  
TRACT WITH VILLAGE  
OF PALMYRA

WHEREAS, in and by a contract for fire protection to be furnished by the Village of Palmyra to the Palmyra Fire Protection District, the Village of Palmyra has been furnishing fire protection to the Palmyra Fire Protection District, which contract calls for the payment of \$8000 for the year 1972 and \$8000 for the year 1973 to the Village of Palmyra, and

WHEREAS, the Board of Trustees of the Village of Palmyra has notified the Town Board of the Town of Palmyra that it has elected to terminate the existing contract as of December 31, 1973, and that it requires a new contract calling for the payment of the sum of \$9000 per year 1974 to the said Village, instead of \$8000; such contract to contain the same general provisions as the existing contract except as to the amount to be paid, the date of termination of the contract.

NOW THEREFORE BE IT RESOLVED, that a public hearing on the question of entering into such new <sup>CONTRACT</sup> be held at the office of the Town Clerk, 204 E. Main Street in the Village of Palmyra, New York on the 13th day of December, 1973, at 7:45 o'clock in the evening of the said day for the purpose of considering such proposed new contract.

BE IT FURTHER RESOLVED, that notice of such public hearing be posted and published according to the statute in such case made and provided, and

BE IT FURTHER RESOLVED, that if it appears after such hearing to be ~~XXXXXXXXXXXXXXXXXXXX~~ advisable, the Town Board of the Town of Palmyra enter into a new contract, containing the same general provisions as the existing contract, excepting however that such contract shall provide for the payment to the Village of Palmyra of the sum of \$9000 for year 1974 from the funds of such fire protection district, payment to be made during January 1974 or after the execution of such contract by both parties. Such contract shall expire December 31, 1974.

All persons interested in the matter shall be heard at the time and place above mentioned.

The only item for discussion which Town Highway Superintendent James DeBrine brought before the Board was the need of a new Station Wagon to replace the 1971 Station Wagon for the Highway Department. A motion by Andrew Baran authorized approval to advertise for bids for a 1974 Station Wagon to replace the 1971 Station Wagon. The bids are to be posted and published to be returnable at the next Board meeting, Thursday, December 13, 1973. Motion seconded by Harry White and carried with 3 ayes and no nos.

MOTION  
AUTHORIZING  
BIDS FOR 1974  
STATION WAGON

Mrs. Calazzo joined the meeting at this time. A request from David VanderMolen for a temporary agreement to use space not specified in his original Variance was discussed by the Board. It was decided that the Board cannot grant permission without a new Variance and this would require a new hearing. Supervisor Bedette was asked to so inform Mr. VanderMolen.

REQUEST OF  
D. VANDERMOLEN  
FOR SPECIAL  
AGREEMENT

Town Attorney Rubery reported that the Right of Way for the Town from Mr. Edinger for <sup>Edinger</sup> Harris Road was completed.

EDINGER  
RIGHT OF WAY  
HARRIS RD.

A motion to pay the following bills was made by Harry White, seconded by Andrew Baran and was carried with 3 ayes and no nos.

GENERAL FUND	\$6,527.62
PART TOWN	71.24
ITEM I & IA	2,529.01
ITEM III	4,430.53
ITEM IV	<u>5,142.74</u>
TOTAL	\$18,701.14

The motion to adjourn was entertained by Ellsworth Bedette, made by Harry White, seconded by Andrew Baran and was carried with 3 ayes and no nos.

Respectfully submitted,

*Betty B. Stuhling*  
Town Clerk

Following is a copy of the summary of the Annual Budget for the Town of Palmyra for the year 1974:

FUND	APPROPRIATIONS	LESS EST. REV.	LESS UNEXPD. BALANCE	AMOUNT TO BE RAISED BY TAX
General	\$94915.00	\$60050.00	\$20000.00	\$14865.00
General Outside Vil.	18340.00	3575.00	10000.00	4765.00
<b>Highways:</b>				
Repairs & Imp.	78457.69	34190.00	10000.00	34267.69
Bridges	1326.51	None	1326.51	None
Machinery	42536.00	11935.00	5000.00	25601.00
Snow & Misc.	94803.86	34200.00	5000.00	55603.86
Improvement Program	28868.64	5433.75	None	23434.89
<b>SPECIAL DISTRICTS</b>				
<u>WATER DIST.</u>				
Canandaigua Rd	\$7849.10	7849.10	None	None
Johnson Rd.	1974.20	1974.20	None	None
Maple Avenue	13840.00	13840.00	None	None
Division St.	1798.40	1798.40	None	None
<u>FIRE DISTRICTS</u>				
Palmyra Rural	\$9000.00	None	None	\$9000.00
East Pal.	5000.00	None	None	5000.00
Port Gibson	700.00	None	None	700.00
<b>TOTALS</b>	<b>\$399409.40</b>	<b>\$174845.45</b>	<b>\$51326.51</b>	<b>\$173237.44</b>
<b>ACCOUNTS</b>	<b>ACTUAL 1973</b>	<b>TENTATIVE BUDGET 1974</b>	<b>PRELIMINARY BUDGET 1974</b>	<b>ADOPTED 1974</b>
<u>TOWN BOARD</u>				
Councilmen				
Personal Serv.	\$ 1400.00	\$ 3000.00	\$ 3000.00	\$ 3000.00
Contract Exp.	400.00	1000.00	1000.00	1000.00
Total	1800.00	4000.00	4000.00	4000.00
<u>JUSTICES</u>				
Personal Serv.	6000.00	6000.00	6000.00	6000.00
Contract Exp.	800.00	800.00	800.00	800.00
Court Clerk		1500.00	1500.00	1500.00
Total	6800.00	8300.00	8300.00	8300.00
<u>SUPERVISOR</u>				
Personal Serv.	4200.00	4400.00	4400.00	4400.00
Bookkeeper	1200.00	1500.00	1500.00	1500.00
Contractual Exp.	300.00	300.00	300.00	300.00
Total	5700.00	6200.00	6200.00	6200.00
<u>TAX COLLECTION</u>				
Personal Serv.	1700.00	1200.00	1200.00	1200.00
Contractual Exp.	600.00	600.00	600.00	600.00
Total	1700.00	1800.00	1800.00	1800.00
<u>ASSESSORS</u>				
Personal Serv.	4000.00	4200.00	4200.00	4200.00
Equipment	525.00	400.00	400.00	400.00
Contractual Exp.	1850.00	700.00	1850.00	1850.00
Total	6375.00	6400.00	6450.00	6450.00



ADDCOUNTS	ACTUAL 1973	TENTATIVE BUDGET 1974	PRELIMINARY BUDGET 1974	ADOPTED 1974
<u>TOWN CLERK</u>				
Personal Serv.	\$ 4900.00	\$ 5145.00	\$ 5145.00	\$ 5145.00
Deputy	150.00	300.00	300.00	300.00
Contractual Exp.	250.00	250.00	250.00	250.00
Total	5300.00	5695.00	5695.00	5695.00
<u>ATTORNEY</u>				
Personal Serv.	3000.00	3150.00	3150.00	3150.00
Contractual Exp.	500.00	600.00	600.00	600.00
Total	3500.00	3750.00	3750.00	3750.00
<u>ELECTIONS</u>				
Personal Serv.	3000.00	3200.00	3200.00	3200.00
Contractual Exp.	600.00	650.00	650.00	650.00
Total	3600.00	3850.00	3850.00	3850.00
<u>BUILDINGS</u>				
Equipment	200.00	200.00	200.00	200.00
Contractual Exp.	2500.00	2600.00	2600.00	2600.00
Total	2700.00	2800.00	2800.00	2800.00
<u>CENTRAL GARAGE</u>				
Equipment	100.00	100.00	100.00	100.00
Contractual Exp.	4000.00	4000.00	4000.00	4000.00
Total	4100.00	4100.00	4100.00	4100.00
<u>SPECIAL ITEMS</u>				
Unallocated Ins.	8000.00	7700.00	7700.00	7700.00
Municipal Assn.				
Dues	175.00	190.00	190.00	190.00
Contingent Acct.	5000.00	5000.00	5000.00	5000.00
Total	13175.00	12890.00	12890.00	12890.00
TOTAL GENERAL				
GOVT. SUPPORT	\$54750.00	\$59835.00	\$59835.00	\$59835.00
GENERAL FUND APPROPRIATIONS				
PUBLIC SAFETY				
<u>CONTROL OF ANIMALS</u>				
Dog Warden & Enumerator	75.00	75.00	75.00	75.00
Personal Serv.	450.00	450.00	450.00	450.00
Equipment	550.00	100.00	100.00	100.00
Total	1075.00	625.00	625.00	625.00
TOTAL PUBLIC SAFETY	\$ 1975.00	\$ 625.00	\$ 625.00	\$ 625.00
HEALTH				
<u>AMBULANCE</u>				
Contractual Exp.	\$ 3500.00	\$ 4500.00	\$ 4500.00	\$ 4500.00
Total	3500.00	4500.00	4500.00	4500.00
TOTAL HEALTH	\$ 3500.00	\$ 4500.00	\$ 4500.00	\$ 4500.00
TRANSPORTATION				
<u>SUPT. OF HIGHWAYS</u>				
Personal Serv.	\$12080.00	\$12750.00	\$12750.00	\$12750.00
Contractual Exp.	100.00	250.00	250.00	250.00
Total	12180.00	13000.00	13000.00	13000.00
<u>STREET LIGHTING</u>				
Contractual Exp.	\$ 1800.00	\$ 2000.00	\$ 2000.00	\$ 2000.00
Total	\$ 1800.00	\$ 2000.00	\$ 2000.00	\$ 2000.00
<u>HIGHWAY SIGNS</u>				
Equipment	\$ 300.00	\$ 300.00	\$ 300.00	\$ 300.00
Total	\$ 300.00	\$ 300.00	\$ 300.00	\$ 300.00
TOTAL TRANSP.	\$14280.00	\$15300.00	\$15300.00	\$15300.00
ECONOMIC ASSISTANCE AND OPPORTUNITY				
<u>VETERANS SERVICES</u>				
Contractual Exp.	\$ 400.00	\$ 400.00	\$ 400.00	\$ 400.00
Total	400.00	400.00	400.00	400.00
TOTAL ECONOMIC ASSISTANCE AND OPPORTUNITY	\$ 400.00	\$ 400.00	\$ 400.00	\$ 400.00
CULTURE-RECREATION				
<u>HISTORIAN</u>				
Personal Serv.	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00
Contractual Exp.	25.00	25.00	25.00	25.00
Total	\$ 125.00	\$ 125.00	\$ 125.00	\$ 125.00
<u>CELEBRATIONS</u>				
Contract Exp.	\$ 75.00	\$ 75.00	\$ 75.00	\$ 75.00
Total	\$ 75.00	\$ 75.00	\$ 75.00	\$ 75.00
<u>PROGRAM FOR AGING</u>				
Contractual Exp.	\$ 300.00	\$ 300.00	\$ 300.00	\$ 300.00
TOTAL CULTURE & RECREATION	\$ 200.00	\$ 500.00	\$ 500.00	\$ 500.00

ACCOUNTS	ACTUAL 1973	TENTATIVE BUDGET 1974	PRELIMINARY BUDGET 1974	ADOPTED 1974
<b>HOME AND COMMUNITY SERVICES</b>				
<u>Cemeteries</u>				
Contractual Exp.	\$ 300.00	\$ 300.00	\$ 300.00	\$ 300.00
Total	\$ 300.00	\$ 300.00	\$ 300.00	\$ 300.00
<b>TOTAL HOME AND COMMUNITY SERVICES</b>	\$ 300.00	\$ 300.00	\$ 300.00	\$ 300.00
<u>UNDISTRIBUTED EMPLOYEE BENEFITS</u>				
State Ret.	\$ 7000.00	\$ 7500.00	\$ 7500.00	\$ 7500.00
Social Sec.	1850.00	2100.00	2100.00	2100.00
Disability	55.00	55.00	55.00	55.00
Hosp. & Med. Ins.	3400.00	3800.00	3800.00	3800.00
Total Emp. Benefits	\$12305.00	\$13455.00	\$13455.00	\$13455.00
<b>TOTAL GENERAL FUND APPROPRIATIONS</b>	\$86810.00	\$94915.00	\$94915.00	\$94915.00
<u>LOCAL SOURCES</u>				
Interest & Penalties on real property taxes	\$300.00	\$ 250.00	\$250.00	\$ 250.00
<u>Departmental Income</u>				
Clerk Fees	\$ 900.00	\$ 850.00	\$ 850.00	\$ 850.00
<u>Use of Money and Property</u>				
Interest and Earn.	\$1000.00	\$ 1500.00	\$ 1500.00	\$ 1500.00
<u>Licenses &amp; Permits</u>				
Dog Lic. A pp.	\$1350.00	\$ 1450.00	\$ 1450.00	\$ 1450.00
<u>Fines &amp; Forfeitures</u>				
Fines & For. Bail	\$3000.00	\$ 3000.00	\$ 3000.00	\$ 3000.00
Total Estimated				
Revenues from Local Sources	\$ 6550.00	\$ 7050.00	\$ 7050.00	\$7050.00
<u>STATE AID</u>				
Per Capita	\$32000.00	\$38000.00	\$38000.00	\$38000.00
Mortgage Tax	15000.00	15000.00	15000.00	15000.00
Total Estimated Revenues from State Aid	\$47000.00	\$53000.00	\$53000.00	\$53000.00
<b>TOTAL ESTIMATED REVENUES -- GENERAL FUND</b>	\$53550.00	\$60050.00	\$60050.00	\$60050.00
<u>Estimated Unexpended Balance</u>	\$10000.00	\$20000.00	\$20000.00	\$20000.00
<b>GENERAL FUND APPROPRIATIONS -- TOWN OUTSIDE VILLAGE</b>				
<u>GENERAL GOVERNMENT SUPPORT</u>				
<u>Special Items</u>				
Contingent Acct.	\$ 700.00	\$ 700.00	\$ 700.00	\$ 700.00
Total	\$ 700.00	\$ 700.00	\$ 700.00	\$ 700.00
<u>HEALTH</u>				
<u>Bd. of Health</u>				
Personal Serv.	\$ 600.00	\$ 600.00	\$ 600.00	\$ 600.00
Contractual Exp.	50.00	50.00	50.00	50.00
Total	\$ 650.00	\$ 650.00	\$ 650.00	\$ 650.00
<u>Registrar of Vital Statistics</u>				
Personal Serv.	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00
Contractual Exp.	25.00	25.00	25.00	25.00
Total	\$ 125.00	\$ 125.00	\$ 125.00	\$ 125.00
<u>CULTURE -- RECREATION</u>				
<u>Youth Programs</u>				
Contractual Exp.	\$ 6500.00	\$ 6750.00	\$ 6750.00	\$ 6750.00
Total	\$ 6500.00	\$ 6750.00	\$ 6750.00	\$ 6750.00
<u>LIBRARY</u>				
Contractual Exp.	\$ 2000.00	\$ 2000.00	\$ 2000.00	\$ 2000.00
Total	\$ 2000.00	\$ 2000.00	\$ 2000.00	\$ 2000.00
<u>HOME &amp; COMMUNITY SERVICES</u>				
<u>ZONING/2BD APP.</u>				
Personal Serv.	\$ 1500.00	\$1600.00	\$ 1600.00	\$ 1600.00
Contractual Exp.	150.00	450.00	450.00	450.00
Total	\$ 1650.00	\$ 2050.00	\$ 2050.00	\$ 2050.00
<u>PLANNING</u>				
Personal Serv.		\$ 300.00	\$ 300.00	\$ 300.00
Contractual Exp.	\$ 200.00	335.00	335.00	335.00
Total	\$ 200.00	\$ 635.00	\$ 635.00	\$ 635.00
<u>REFUSE AND GARBAGE</u>				
Contractual Exp.	\$ 4000.00	\$ 5000.00	\$ 5000.00	\$ 5000.00
Total	\$ 4000.00	\$ 5000.00	\$ 5000.00	\$ 5000.00
<u>UNDISTRIBUTED EMPLOYEE BENEFITS</u>				
State Retire.	\$ 300.00	\$ 375.00	\$ 375.00	\$ 375.00
Social Sec.	75.00	80.00	80.00	80.00
Total Employee Benefits	\$ 375.00	\$ 455.00	\$ 455.00	\$ 455.00
<b>TOTAL GENERAL FUND -- TOWN OUTSIDE VILLAGE</b>	\$16200.00	\$18340.00	\$18340.00	\$18340.00

ACCOUNTS	ACUTAL 1973	TENTATIVE BUDGET 1974	PRELIMINARY BUDGET 1974	ADOPTED 1974
<b>GENERAL FUND ESTIMATED REVENUES</b>				
<b>LOCAL SOURCES</b>				
Registrar fees	\$ 200.00	\$ 200.00	\$ 200.00	\$ 200.00
Licenses & Junk Yard fees	75.00	75.00	75.00	75.00
Zoning fees	300.00	500.00	500.00	500.00
Interest & Earn.	500.00	1200.00	1200.00	1200.00
Total	\$ 1075.00	\$ 1975.00	\$ 1975.00	\$ 1975.00
<b>STATE AID</b>				
Youth Program	\$ 1600.00	\$ 1600.00	\$ 1600.00	\$ 1600.00
Total	\$ 1600.00	\$ 1600.00	\$ 1600.00	\$ 1600.00
TOTAL ESTIMATED REVENUES	\$ 2675.00	\$ 3575.00	\$ 3575.00	\$ 3575.00
<b>ESTIMATED UNEXPENDED BALANCE</b>				
	\$ 10000.00	\$ 10000.00	\$ 10000.00	\$ 10000.00
<b>HIGHWAY FUND APPROPRIATIONS</b>				
<b>GENERAL REPAIRS</b>				
Personal Serv.	\$ 24225.00	\$ 27888.30	\$ 27888.30	\$ 27888.30
Contractual Exp.	33197.00	40614.39	40614.39	40614.39
Total	\$ 57422.00	\$ 68502.69	\$ 68502.69	\$ 68502.69
<b>UNDISTRIBUTED EMPLOYEES BENEFITS</b>				
State Ret.	\$ 6500.00	\$ 6500.00	\$ 6500.00	\$ 6500.00
Social Sec.	1500.00	1750.00	1750.00	1750.00
Disability	100.00	105.00	105.00	105.00
Hosp. & Medl Ins.	1610.00	1600.00	1600.00	1600.00
Total	\$ 9710.00	\$ 9955.00	\$ 9955.00	\$ 9955.00
TOTAL APPROPRIATIONS	\$ 67132.00	\$ 78457.69	\$ 78457.69	\$ 78457.69
<b>HIGHWAY FUND APPROPRIATIONS</b>				
<b>BRIDGES ITEM 2</b>				
	NONE	NONE	NONE	NONE
<b>HIGHWAY FUND APPROPRIATIONS</b>				
<b>MACHINERY ITEM 3</b>				
<b>MACHINERY</b>				
Personal Serv.	\$ 2415.00	\$ 2536.00	\$ 2536.00	\$ 2536.00
Equipment	25200.00	17000.00	17000.00	17000.00
Contractual Exp.	23000.00	23000.00	23000.00	23000.00
Total	\$ 50615.00	\$ 42536.00	\$ 42536.00	\$ 42536.00
TOTAL APPROPRIATIONS	\$ 50615.00	\$ 42536.00	\$ 42536.00	\$ 42536.00
<b>HIGHWAY FUND APPROPRIATIONS</b>				
<b>SNOW &amp; MISC. ITEM 4</b>				
<b>MISCELLANEOUS (HUSH &amp; WEEDS)</b>				
Personal Serv.	\$ 5789.00	\$ 6090.30	\$ 6090.30	\$ 6090.30
Contract Exp.	500.00	750.00	750.00	750.00
Total	\$ 6289.00	\$ 6840.30	\$ 6840.30	\$ 6840.30
<b>SNOW REMOVAL (TOWN HIGHWAYS)</b>				
Personal Serv.	\$ 31700.00	\$ 38158.56	\$ 38158.56	\$ 38158.56
Contractual Exp.	12765.00	14240.00	14240.00	14240.00
Total	\$ 44465.00	\$ 52398.56	\$ 52398.56	\$ 52398.56
<b>SERVICES FOR OTHER GOVERNMENTS</b>				
Personal Serv.	\$ 4500.00	\$ 5000.00	\$ 5000.00	\$ 5000.00
Contractual Exp.	16500.00	18000.00	18000.00	18000.00
Total	\$ 21000.00	\$ 23000.00	\$ 23000.00	\$ 23000.00
<b>UNDISTRIBUTED EMPLOYEE BENEFITS</b>				
State Ret.	\$ 8400.00	\$ 8820.00	\$ 8820.00	\$ 8820.00
Social Sec.	1650.00	2200.00	2200.00	2200.00
Disability Ins.	100.00	105.00	105.00	105.00
Hospital & Med.	1350.00	1440.00	1440.00	1440.00
Total	\$ 11500.00	\$ 12565.00	\$ 12565.00	\$ 12565.00
TOTAL APPROPRIATIONS	\$ 83254.00	\$ 94803.86	\$ 94803.86	\$ 94803.86
<b>HIGHWAY FUND APPROPRIATIONS</b>				
<b>IMPROVEMENT PROGRAM</b>				
<b>Proj. 42721</b>				
Personal Serv.	\$ 600.00	\$ 6539.40	\$ 6939.40	\$ 6539.40
Contractual Exp.	7550.00	10675.81	10675.81	10675.81
Employee Benef.		252.00	252.00	252.00
Total	\$ 8150.00	\$ 17467.21	17467.21	17467.21
<b>IMPROVEMENT PROGRAM</b>				
<b>Proj. 3551-3551A</b>				
Personal Serv.	\$ 4130.00	\$ 1300.00	\$ 1300.00	\$ 1300.00
Contractual Exp.	8604.52	10101.43	10101.43	10101.43
Employee Benefits	201.24			
Transfer to Highway Fund	12935.76	11401.43	11401.43	11401.43
TOTAL APPROPRIATIONS	\$ 21085.76	\$ 28868.64	\$ 28868.64	\$ 28868.64
<b>HIGHWAY FUNDS</b>				
<b>ESTIMATED REVENUES &amp; ESTIMATED UNEXPENDED BALANCE</b>				
<b>REPAIRS &amp; IMPROVEMENTS ITEM 1</b>				
Interest and Earnings	\$ 1000.00	\$ 1500.00	\$ 1500.00	\$ 1500.00

ACCOUNTS	ACTUAL 1973	TENTATIVE BUDGET 1974	PRELIMINARY BUDGET 1974	ADOPTED 1974
Fed. Rev. Shar.	\$15000.00	\$10000.00	\$10000.00	\$10000.00
STATE AID				
Mileage & ValAid	\$ 3690.00	\$ 3690.00	\$ 3690.00	\$ 3690.00
Per Capita	12000.00	19000.00	19000.00	19000.00
TOTAL ESTIMATED REVENUES	\$31690.00	\$34190.00	\$34190.00	\$34190.00
TOTAL ESTIMATED UNEXPENDED BALANCE		\$10000.00	\$10000.00	\$10000.00
TOTAL ESTIMATED UNEXPENDED BALANCE	\$ 1244.47	\$ 1326.51	\$ 1326.51	\$ 1326.51
<u>MACHINERY ITEM 3</u>				
<u>LOCAL SOURCES</u>				
Interest & Earn.	\$ 400.00	\$ 600.00	\$ 600.00	\$ 600.00
Rental of Equip.	7500.00	7500.00	7500.00	7500.00
Transfer from Highway Funds	3070.00	3835.00	3835.00	3835.00
Fed. Rev. Shar.	15000.00			
TOTAL ESTIMATED REVENUES	\$25970.00	\$11935.00	\$11935.00	\$11935.00
TOTAL ESTIMATED UNEXPENDED BALANCE		\$ 5000.00	\$ 5000.00	\$ 5000.00
<u>SNOW &amp; MISCELLANEOUS ITEM 4</u>				
<u>LOCAL SOURCES</u>				
Services for other Governments	\$21000.00	\$23000.00	\$23000.00	\$23000.00
Interest & Earn.	600.00	1200.00	1200.00	1200.00
Fed. Rev. Shar.	15000.00	10000.00	10000.00	10000.00
TOTAL ESTIMATED REVENUES	\$36600.00	\$34200.00	\$34200.00	\$34200.00
TOTAL ESTIMATED UNEXPENDED BALANCE		\$ 5000.00	\$ 5000.00	\$ 5000.00
<u>HIGHWAY IMPROVEMENT PROGRAM</u>				
<u>STATE AID</u>				
Highway Improvement Program	\$ 3070.00	\$ 5433.75	\$ 5433.75	\$ 5433.75

<u>WATER DISTRICTS</u>				
APPROPRIATION:	CANANDAIGUA RD.	JOHNSON RD.	MAPLE AVENUE	DIVISION S
Personal Serv.	\$123.00	\$ 49.00	\$255.00	\$ 64.00
Purchase of Water	7418.60	1622.00	13270.00	1430.00
Other Expenses	300.00	300.00	300.00	300.00
Social Security	7.50	3.20	15.00	4.40
Debit Service	none	none	none	none
Total	\$7849.10	\$1974.20	\$13840.00	\$1798.40
<u>REVENUES</u>				
Sale of Water	\$7549.10	\$1674.20	\$13540.00	\$1498.40
Meter Hook ups	300.00	300.00	300.00	300.00
Total	\$7849.10	\$1974.20	\$13840.00	\$1798.40

<u>PALMYRA RURAL FIRE PROTECTION DISTRICT</u>				
Payment on Contract	\$8000.00	\$9000.00	\$9000.00	\$9000.00
Total	\$8000.00	\$9000.00	\$9000.00	\$9000.00
Total Estimated Expended Balance			NONE	
<u>EAST PALMYRA FIRE PROTECTION DISTRICT</u>				
Payment on Contract	\$5000.00	\$5000.00	\$5000.00	\$5000.00
Total	\$5000.00	\$5000.00	\$5000.00	\$5000.00
Total Estimated Expended Balance			NONE	
<u>PORT GIBSON FIRE PROTECTION DISTRICT</u>				
Payment on Contract	\$ 700.00	\$700.00	\$700.00	\$700.00
Total	\$ 700.00	\$700.00	\$700.00	\$700.00
Total Estimated Expended Balance and Revenues			NONE	

SCHEDULES OF SALARIES OF ELECTED TOWN OFFICERS (ARTICLE 8 of TOWN LAW)

Supervisor	\$4400.00
Councilmen (4)	3000.00
Justices (2)	6000.00
Tax Collector	1200.00
Assessor	4200.00
Town Clerk	5145.00
Attorney	3150.00
Highway Superintendent	12750.00

**NOTICE OF PUBLIC HEARING ON A NEW FIRE PROTECTION CONTRACT TO BE ENTERED INTO BY THE TOWN BOARD OF THE TOWN OF PALMYRA WITH THE VILLAGE OF PALMYRA FOR THE PALMYRA FIRE PROTECTION DISTRICT.**

Notice is hereby given that a public hearing will be held by the Town Board of the Town of Palmyra, Wayne County, New York at the offices of the Town Clerk, 220 East Main Street in the Village of Palmyra, New York on the 13th day of December, 1973 at 7:45 o'clock in the evening of the said day for the purpose of considering entering into a new contract for fire protection in the Palmyra Fire Protection District. Such contract shall provide for the payment to the Village of Palmyra of the sum of \$9000.00 for the year 1974 from the funds of such fire protection district, the said payment to be made during January, 1974 or after the execution of such contract by both parties. In all other respects the contract shall contain the same general provision as the existing contract. All persons interested in the matter will be heard at such time and place.  
 Dated: November 23, 1973  
 Betty B. Stuppings  
 Town Clerk  
 Town of Palmyra

N28

(263)

STATE OF NEW YORK, )  
 COUNTY OF WAYNE ) ss:  
 Darlene E. Matteson  
 Secretary  
 being duly sworn, says that she is the \_\_\_\_\_  
 of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at Palmyra, Wayne County, N. Y., and that a Legal Notice of which the annexed printed slip is a true copy, was duly published therein once in each week for one week beginning Nov. 28, 1973 and ending Nov. 28, 1973  
 \_\_\_\_\_  
 Sworn before me this 28 day of Nov. 1973 Fees \$12.24  
 \_\_\_\_\_  
 FRANK R. GALUSHA, Notary Public  
 State of New York, Ontario County  
 Notary Public, Wayne County, New York, Commission Expires March 20, 1975

**LEGAL NOTICE**  
**ADVERTISEMENT FOR BIDS**  
 Notice is hereby given that sealed bids are requested for the furnishing, according to specifications of a new 1974 model Station Wagon for use of the Highway Department of the Town of Palmyra. Sealed proposals will be received by the Town Clerk of the Town of Palmyra at the Office of the Town Clerk of said Town until 7:30 P.M. December 13, 1973 at which time and place they will be publicly opened and read. Specifications are available for any interested persons or bidders at the Office of the Town Clerk of the Town of Palmyra, 204 East Main Street, Palmyra, New York.  
 Dated: November 26, 1973  
 Betty B. Stubbing  
 Town Clerk of the Town of Palmyra  
 NY 12560

STATE OF NEW YORK, )  
 ) ss:  
 COUNTY OF WAYNE )

Darlene E. Matteson  
 Secretary

being duly sworn, says that she is the \_\_\_\_\_  
 of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at Palmyra, Wayne County, N. Y., and that a Legal Notice of which the annexed printed slip is a true copy, was duly published therein once in each week for two successive weeks, beginning Nov. 28, 1973 and ending Dec. 5, 1973

Darlene E. Matteson  
 Sworn before me this 8th day of February 1974

Marcia J. Verstrine  
 MARCIA J. VERSTRINE, Notary Public, Wayne County.  
 Notary Public, State of N. Y., Wayne County.  
 No. 982026  
 Commission Expires March 30, 1974

Fees \$10.40

December 13, 1973  
7:30 P.M. Town Office

At this time the Supervisor announced that sealed bids on the purchase of a 1974 Station Wagon for the Highway Department would be opened. Specifications and Notice of Publishing of the Advertisements for bids were filed. The Clerk read the Proof of Publication. The following bids were received.

<u>U. W. Sherburne, Inc.</u>		<u>Bucknam Pontiac</u>		<u>BIDS FOR</u>
Delivered Price	\$4694.00	Delivered Price	\$4801.65	<u>1974 STATION</u>
Trade Allowance on '71 Wagon	1256.00	Trade Allowance '71 Wagon	1401.65	<u>WAGON FOR HWY.</u>
<del>New</del> New Cost	3378.00	New Cost	\$3400.00	<u>DEPT.</u>

The bids were referred to the Highway Committee.

At 7:45 P.M. the Supervisor announced that a Public Hearing had been called at this time and place for the purpose of considering entering into a new Contract for Fire Protection in the Palmyra Fire Protection District. Proof of Publication was read by the Clerk. No one appeared or asked to speak in favor of or against the new contract. A motion to close this Public Hearing was made by Harry White, seconded by Raymond LeRoy and was carried with 5 ayes and no nos.

PUBLIC HEARING  
RE: NEW CON-  
TRACT WITH  
VILLAGE OF  
PALMYRA  
FOR FIRE PRO-  
TECTION

Supervisor Bedette opened the regular meeting of the Town Board of the Town of Palmyra at 7:50 P.M. with the following Town Officers present: Supervisor Ellsworth Bedette, Town Councilmen Andrew Baran and Raymond LeRoy, Town Justices Harry White and James Alsdorf, Town Highway Superintendent James DeBrine, Jr., Town Attorney Paul Rubery and Town Clerk Betty Stubbings.

Townpeople present were Paul Scofield, Ann Tyler, Regina Calazzo, Ernest Polverino, David Lyon, Leonard Maier and Ronald Madsen.

The Clerk read the minutes of the November meeting. One correction was made - Mr. Edinger lives on LeRoy Road, not Harris Road. Supervisor Bedette entertained the motion, Harry White made and Andrew Baran seconded that the minutes of the November meeting be accepted as corrected. Motion passed with 5 ayes and no nos.

MINUTES  
ACCEPTED  
AS  
CORRECTED

At this time, Mr. Gary Morell, Attorney representing Mr. & Mrs. Arnold Pechler, came before the Town Board to discuss conditions which the Board feels should be met before a Special Authorization to operate a business located on property on Route 21 can be granted. Supervisor Bedette read a portion of the minutes of a Town Board meeting held June 26, 1973 at which time certain conditions were set down which the Board felt must be met. Each point was discussed separately and thoroughly. Following the discussion, Mr. Morell agreed to draft a submission and to send a copy to each Board member.

DISCUSSION  
OF PECHLER  
APPLICATION

Mr. Paul Scofield of Palmer Road requested permission to speak to the Board. The Clerk read a letter which had been received at the Town Office from Mr. Scofield in regard to the hauling of gravel from a gravel bed at the North end of Palmer Road by Cleason trucks. Mr. Scofield stated that this hauling of gravel was in violation of the Zoning Ordinance and asked that the Town Board take the necessary steps to correct the problem. It was decided to turn this matter over to Francis Toole, Zoning Enforcement Officer and get a report from him before taking any action.

COMPLAINT  
RE: HAULING  
GRAVEL FROM  
PIT ON PAL-  
MER ROAD

Mr. Leonard Maier of Route 31 appeared before the Board to request permission to put a sign on top of his building advertising his Donut Shop. The size of the sign (23 ft. x 6 ft.) is prohibited under the Zoning Ordinance. The Board will have to refer Mr. Maier's request to the Zoning Board of Appeals.

A letter of November 12, 1973 from Morrison & Morrison of Rochester

in regard to a proposed Trailer Park on Route 21 was read by the Clerk. Supervisor Bedette will get an answer out to Mr. Reginald Morrison.

A letter from David Lyon tendering his resignation from the Zoning Board of Appeals was read. A motion to accept this resignation with regret and many thanks for the service involved was made by Raymond LeRoy, seconded by Andrew Baran and was carried with a vote of 5 ayes and no nos.

RESIGNATION  
OF D. LYON  
ZON. BOARD OF  
APPEALS

ANNUAL PER-  
MITTS FOR  
TRAILER  
PARKS

The Town Clerk has received 4 out of 6 applications for Annual Permits to operate Mobile Home Parks. The Board reviewed the applications from Marquart's Mobile Manor, Van Haneghan's Northside Trailer Park, Year's Valley View Trailer Park and Waterways Trailer Park. A motion made by Andrew Baran granted approval for these permits subject to approval by Health Officer Dr. Morton Adams. Motion was seconded by Raymond LeRoy and was carried with 5 ayes and no nos.

The following Resolution concerning Blue Cross-Blue Shield coverage was offered by Harry White, seconded by Andrew Baran and was carried with 5 ayes and no nos.

RESOLUTION  
RE: BLUE CROSS  
BLUE SHIELD  
COVERAGE

WHEREAS, it has come to the attention of the Town Board that there are individuals who have served the Town and their spouses who would be deprived of the benefit of participation in a Group Hospital & Medical Care Plan and who would not be given coverage in such plan at Town Expense because of the length of their service, AND WHEREAS, the Town Board feels that the Town should afford membership to these individuals and their families or surviving spouse as the case may be, upon the condition that such participation shall not cost the Town of Palmyra any money and upon the further condition it would not jeopardize the Town's program.

BE IT RESOLVED the Town Board hereby authorizes and directs the Supervisor and or the Chief Fiscal Officer of the Town to afford the opportunity to those former employees and officers of the Town or their surviving spouses to continue as a member of the Town's Blue Cross Blue Shield Group upon the payment to the Town of the premium so charged for that individual membership in the plan in advance of the due date that the Town shall have to pay the premium to Blue Cross Blue Shield for the participation in the plan. That such coverage shall be continued until such time and in such a manner that it will in no way endanger the Town plan and in no way shall it be an expense to the Town's taxpayers.

RESOLUTION  
TRANSFER OF  
FUNDS FOR  
RIGHTS OF WAY  
FOR HARRIS RD.

The following Resolution in regard to Transfer of Funds for the Rights of Way for Harris Road was offered by Harry White, seconded by Andrew Baran and was passed with a vote of 5 ayes and no nos.

WHEREAS, previously the Town of Palmyra by taxes raised sufficient funds for the improvement of Harris Road in the Town of Palmyra and those funds were not all expended in the year in which they were raised and WHEREAS, the unexpended funds ~~were~~ raised for the improvement of Harris Road were in that year transferred to the General Fund as surplus fund and WHEREAS, the Town has recently acquired the Rights of Ways necessary for the improvement of Harris Road which costs are properly an expense of the Highway Item I and which costs were not provided for in the Budget of 1973, and WHEREAS, there is a surplus in the General Fund, NOW THEREFORE BE IT RESOLVED that \$478.<sup>30</sup> which is required pursuant to vouchers submitted, be transferred from the General Fund to the Highway Fund Item I for the purpose of paying the costs of the acquisition of the Rights of Way for Harris Road, pursuant to the vouchers which have been filed with the Town.



At this time the Town Board reviewed the new Fire Contract presented at the Public Hearing held earlier in the evening. Raymond LeRoy moved that the following Resolution authorizing a new Fire Protection Contract with the Village of Palmyra be adopted;

RESOLUTION  
RE: ADOPTION  
OF FIRE CON-  
TRACT WITH  
VILLAGE OF  
PALMYRA

WHEREAS, pursuant to a Resolution heretofore duly adopted, a Public Hearing on a proposed Fire Protection Contract was held at the office of the Town Clerk on the 13th day of December, 1973, after posting and publishing notice thereof as required by law, and,

WHEREAS, after hearing all persons ~~entitled~~ <sup>entitled</sup> to be heard, it appears adviseable to the Town Board to enter into a new contract with the Village of Palmyra, such contract to contain the same general provisions as the previous contract, excepting however that such contract shall provide for the payment to the Village of Palmyra of the sum of \$9,000.00 for the year 1974 from the funds of such Fire Protection District, the payment to be made during January, 1974 ~~of~~ after the execution of such contract by both parties. Such contract shall expire December 31, 1974. Motion seconded by Andrew Baran and carried with 5 ayes and no nos.

Supervisor Bedette reported that arrangements have been made to have a chopper or mulcher available for the first Saturday in January for the re-cycling of Christmas trees. Anyone desiring to have their Christmas tree disposed of in this manner may do so at the Palmyra Agway from 10 A.M. to 2 P.M..

RE-CYCLING  
CHRISTMAS  
TREES

Highway Superintendent James DeBrine, Jr. brought a few items before the Board for discussion: 1. Transfer of funds to be considered at the final meeting of the year. 2. Possibility of setting up a separate Item IA. 3. Progress the Highway Committee is making on acquiring Rights of Way for LeRoy Road (Edinger). 4. The Town Crew questioned Mr. DeBrine on the difference in pay between towns, then Mr. DeBrine in turn asked the Board if anything could be done about pay raises at this time and the answer is that the pay is set and budgeted for Highway employees.

The members of the Town Board decided to check and compare the bids on the purchase of a new Station Wagon. After careful comparison, the bid was awarded to U. W. Sherburne, Palmyra by motion of James Alsdorf. Motion was seconded by Raymond LeRoy and was carried with 5 ayes and no nos.

BID FOR  
STATION WAGON  
AWARDED TO  
SHERBURNE

A motion to pay the following bills was made by Andrew Baran, seconded by Harry White and passed with 5 ayes and no nos.

General Fund	\$9,629.32
Part Town Fund	1,042.51
Item I & IA	539.44
Item III	17,775.34
Item IV	10,398.00
Federal Revenue Sharing	14,500.00
Total	<u>\$53,884.61</u>

The Board at this time returned to the business of further discussion on Arnold Pechler's Application. After much deliberation on several points, the members agreed on the following conditions:

CONDITIONS  
RE: PECHLER  
APPLICATION

1. Display not closer than 50 feet to the Right of Way of Route 21 and not in front of building - at their own request, only new equipment.
2. No outside storage except crated new vehicles
3. No objection to crescent drive
4. Service, repairs, sales and display all on Route 21
5. 120 Days after first occupancy to move all of operation to Route 21 from Shilling Road

6. No right to conduct any race, timed event or contest for rally, or spectator-viewed event without permission from the Town Board.

7. Clarify building plans

8. Defined access Route from Route 21 property to tie into the trails, which defined route could not be out of the bounds by either North or South boundaries of his property prolonged to the East until he reached his trails.

If Mr. Pechler will agree to the above conditions, the Board will grant approval to his application, by motion of Raymond LeRoy. Motion seconded by Harry White and was carried with 5 ayes and no nos.

A reminder was made to Raymond LeRoy and James Alsdorf to make a report at the next meeting on the request for tax exemptions for firemen who are property owners in the Town.

A motion to adjourn this meeting to December 27, 1973 at 7:30 P.M. was made by Raymond LeRoy, seconded by Harry White and carried with 5 ayes and no nos.

Respectfully submitted,

*Betty B. Stubbings*  
Betty B. Stubbings, Town Clerk

The adjourned meeting of the Town Board of the Town of Palmyra was called to order at 7:30 P.M. on December 27, 1973 at the office of the Town Clerk, 204 East Main Street, Palmyra, New York.

Present were: Supervisor Bédette, Town Councilmen, Raymond LeRoy and Andrew Baran, Town Justices James Alsdorf and Harry White, Town Highway Superintendent James DeBrine, Jr., Town Attorney Paul Rubery and Town Clerk Betty Stubbings. Townspeople attending were Ann Tyler and Regina Caiazzo.

The following Resolution for Transfer of Funds was offered by James Alsdorf, seconded by Raymond LeRoy and was carried with 5 ayes and no nos.

WHEREAS, there has developed a surplus (or need) in certain Accounts maintained by the Town of Palmyra, and WHEREAS, these funds being a surplus (or need) in the following list of Accounts are hereby transferred to the following Accounts in the amounts so stated, all pursuant to the applicable laws and rules set down by the State of New York and the State Department of Audit and Control:

RESOLUTION  
RE: TRANSFER  
OF FUNDS

Transfer from Part Town to Highway Fund (General)

Per Capita Aid 19,104.00

Transfer from Contingency Fund

To:	Election Expense	64.65
	Office Expense	396.20
	Dog Warden	91.80
	Board of Health(Cont. Exp.)	42.50
	Supt. of Hwy. (Cont. Exp.)	98.21
	Payroll Deductions	59.14

Transfer from General Fund to

Highway Item I (Cole Rd, Harris Rd) 637.41

Highway Item I & IA	1,653.08
Personal Services	38.51
Payroll Deductions	

*see local on pg 66.*

Highway Item IV	690.24
Personal Services	767.08
Payroll Deductions	

Highway Item IV Contractual Expenses 6,583.57

A motion made by Harry White, seconded by Andrew Baran authorized payment of \$4000.00 to the Village of Palmyra as a Landfill Operational Charge when a signed contract is returned. Motion carried with 5 ayes and no nos.

MOTION  
AUTHORIZING  
PAYMENT FOR  
DUMP CONTRACT

The following Resolution was offered by Raymond LeRoy, seconded by Andrew Baran and was carried with a vote of 5 ayes and no nos.

WHEREAS, in 1973 the Town of Palmyra raised funds and received funds for the Improvement of Hanley Road which funds were deposited to the credit of Highway Item I, and WHEREAS, certain expenditures and use of certain machines which are properly chargeable and payable from Highway Item III and WHEREAS, Highway Account Item III should be reimbursed in the amount of \$2,070.00, NOW THEREFORE BE IT RESOLVED, that the Chief Fiscal Officer of the Town of Palmyra is authorized and directed to transfer \$2,070.00 from Highway Account Item I to Highway Account Item III because of the Improvement of Hanley Road.

RESOLUTION  
AUTHORIZING  
TRANSFER OF  
FUNDS FOR  
IMPROVEMENT OF  
HANLEY ROAD

The Board again returned to the application of Arnold Pechler with Town Attorney Paul Rubery reporting on the meeting he and Supervisor Bédette had with Gary Morell, Attorney for Mr. Pechler concerning the conditions which the Board had set down. The attached sheets show the final conditions

agreed upon by the Town Board.

RESOLUTION  
BOND FOR  
TOWN OFFICERS A discussion on the Blanket Bond for employees of the Town was held at this time and resulted in the attached Resolution being offered by Town Councilman Andrew Baran, seconded by Raymond LeRoy and carried with a vote of 5 ayes and no nos.

A motion to pay the following bills was made by Raymond LeRoy, seconded by Harry White and was carried with 5 ayes and no nos.

General Fund	387.84
Part Town	19,104.00
Item I & IA	2,181.64
Item III	748.35
Item IV	<u>2,243.10</u>
Total	\$24,664.93

The following Resolution was offered by Andrew Baran, seconded by Harry White and carried with 4 ayes and no nos.

WHEREAS, the Town of Palmyra will incur certain expenses for payroll which items will properly be charged and payable for service in 1973 and budgeted for the year 1973, and WHEREAS, those items have not been expended but will be expended and are properly a charge against the year 1973 NOW THEREFORE BE IT RESOLVED, that the sum of 3,148.91 which is in Highway Acct. hereby be encumbered for the purpose of paying said sum or sums out of the funds raised in the year 1973.

Upon motion of Harry White, seconded by Andrew Baran and passed with 4 ayes and no nos, the following Resolution was offered:

WHEREAS, the Town of Palmyra will incur certain expenses for Office equipment which has been delivered and received in 1973 which items will properly be charged and payable for the fiscal year 1973 and budgeted for the year 1973 and WHEREAS, those items have not been expended but will be expended and are properly a charge against the year 1973, NOW THEREFORE BE IT RESOLVED that the sum of \$309.00 which is in the Contingency Fund hereby be encumbered for the purpose of paying said sum or sums out of the funds raised in the year 1973.

The following Resolution was offered by Harry White, seconded by Andrew Baran and was carried with a vote of 4 ayes and no nos:

WHEREAS, the Town of Palmyra will incur certain expenses for Land-fill operations which will properly be charged and payable for service in 1973 and budgeted for the year 1973, and WHEREAS, those expenses have not been expended but will be expended and are properly a charge against the year 1973, NOW THEREFORE BE IT RESOLVED THAT, the sum of \$4000.00 which is in the Part Town Fund (Refuse & Garbage) hereby be encumbered for the purpose of paying said sum or sums out of the funds raised in the year 1973.

At this time, Robert Kirchhoff, Assessor, joined the meeting at the Board's request to offer information in regard to the request for tax exemptions for firemen who are property owners in the Town. Mr. Kirchhoff felt that the impact these exemptions would impose on the tax status would be minimal. He will report back to the Board with more information. If it becomes a desire of the Board to grant these exemptions, a Resolution will be needed prior to tax status date of May 1.

*Sum  
Firemen  
Tax Exemptions*

The motion to adjourn was made by Andrew Baran, seconded by Harry White and carried with a vote of 4 ayes and no nos.

Respectfully submitted,

*Betty B. Stubbings*

The Town Board discovered that through an oversight the blanket bond which had been filed in March of 1973, although approved as to form had not been approved as to amounts, and therefore wished to approve the amounts as stated in said bond and to approve the continuance of the bond to cover any officers taking office on January 1, 1974, and to establish new limits for the bond at such time as the Board or the Supervisor felt it necessary to establish and approve a new bond.

Now, therefore, upon motion duly made by Town Councilman, ANDREW BARAN and seconded by Town Councilman, RAYMOND LEROY the following motion was unanimously carried,

That the blanket indemnity bond furnished by AETNA C & S Insurance Company be and hereby is approved in form and that the amounts stated in said indemnity bond, to wit \$ 345,000.00 for the tax collector, \$15,000 for the Supervisor and \$5,000 for each other Town officers, Town Clerk, Town Justices (2), Superintendent of Highways, and that the amounts are hereby established as being sufficient limits of coverage.

Be it further resolved that said bond shall continue to cover the incumbents of the office specified, including those who shall take office on January 1, 1974 until such time as said bond is replaced.

Be it further resolved that any new bond obtained or renewal bond shall provide coverage in the amount of \$ 430,000.00 for the tax collector, \$18,000 for the Supervisor and \$5,000 for the Town Clerk, Deputy Town Clerk, (Registrar of Vital Statistice), Superintendent of Highways, Deputy Superintendent of Highways and Town Justices (2), and that such bond in the appropriate form provided by an insurance company qualified to do business in the State of New York shall be submitted to this Board for the purpose of approval and at that time the existing indemnity bond and undertaking shall be terminated.

CERTIFIED COPY OF CORPORATE BANKING RESOLUTIONS

Town of Palmyra

(Name of corporation)

204 East Main Street, Palmyra, New York 14522

(Corporation address)

I hereby CERTIFY that the following is a true copy of resolutions duly adopted by the TOWN BOARD OF THE TOWN OF PALMYRA a corporation organized under the laws of the State

of NEW YORK at a meeting held on JANUARY 9, 1974, that a quorum was present and acted throughout such meeting; that such resolutions have not been rescinded or modified and are still in full force and effect; that the Certificate of Incorporation of said corporation, and all amendments thereto, do not contain any provisions requiring any vote or consent of the shareholders of said corporation to authorize any mortgage or pledge of or creation of a security interest in all or any part of said corporation's property, or any interest therein, or to authorize any other action taken or to be taken pursuant to said resolutions; and that neither the said resolutions nor any action taken or to be taken pursuant thereto are or will be in contravention of any provision or provisions of the Certificate of Incorporation or the By-laws of said corporation.

RESOLVED:

Designation as Depository

1. That Marine Midland Bank—Rochester (herein called the "Bank") at such office or offices as may be designated by the President or Treasurer of this corporation be and hereby is designated a depository of this corporation and authorized to receive for deposit, at any such office or offices, to the credit of this corporation, or for collection for the account of this corporation, monies, checks, drafts, notes or other instruments for the payment of money, whether belonging to this corporation or otherwise, which may now be or hereafter come into its possession, (all of which shall be deemed, when received for deposit, to have been unqualifiedly indorsed by this corporation whether or not actually so indorsed).

Authorized Signature(s)

2. That the Supervisor, Town Clerk, Deputy Supervisor (any two may sign)

(Indicate manner of signing, i.e. any one, any two, jointly, etc. Use titles where practicable; if persons without titles, insert names.) be and he (they) hereby is (are) authorized to make, sign, draw, accept, indorse, execute and deliver any and all checks, drafts, notes, acceptances, evidences of indebtedness, or orders for the payment of money of this corporation on deposit with the Bank; and the Bank be and hereby is authorized to make payments from funds of this corporation on deposit with it upon and according to the terms of any such instrument when signed as above provided over the official title of such signer or over the inscription "Authorized Signature", and to receive the same to the credit of or in payment from the payee or any other holder, when so signed, without inquiry as to the circumstances of their issue or the disposition of their proceeds, whether drawn to the individual order of or tendered in payment of the individual obligations of any persons signing the same or of any other officer, agent or signatory of this corporation or otherwise.

Facsimile Signature(s)

3. That any check herein authorized to be drawn in the name of this corporation may be signed with the facsimile signature or signatures of any of the duly designated signatories of this corporation and the Bank shall be entitled to charge any such check to this corporation's account regardless of by whom or by what means the actual or purported facsimile signature or signatures thereon may have been affixed thereto, if such signature or signatures resemble the facsimile specimens duly certified to or filed with the Bank by the Secretary or any Assistant Secretary of this corporation.

Other Authority

4. That the Supervisor, Town Clerk, Deputy Supervisor (any two may sign)

(Indicate manner of signing, i.e. any one, any two, jointly, etc. Use titles where practicable; if persons without titles, insert names.) be and he (they) hereby is (are) authorized on behalf of this corporation: To discount with and to sell to the Bank any and all notes, drafts, bills of exchange or other evidences of debt, or contracts or obligations for or rights to the payment of money, whether or not negotiable, which may be owned by this corporation, upon such terms as such person or persons may deem proper; and when this corporation is liable on any of the foregoing, the Bank is hereby authorized to charge the same to the account of this corporation at or after maturity. To borrow money and to obtain credit or other accommodation from the Bank on any terms; To apply for letters or other forms of credit on any terms; To pledge, mortgage, or otherwise create a security interest in or any other lien upon all or any property of this corporation as security for any loan, credit or accommodation from the Bank; To authorize and request the Bank to purchase, exchange, sell, receive, deliver or otherwise deal in or with bonds or other securities and foreign exchange for the account of this corporation; To enter into any agreement relating to any general or specific transaction with the Bank; and in connection with any of the foregoing, on behalf of this corporation to accept, receive, withdraw or waive notices or protests; to deliver and receive papers or property; to make, withdraw or waive any demand; and to make, execute and deliver notes, obligations, guarantees, indorsements, assignments, receipts, waivers, acquittances, indemnities, agreements and, without limitation, other instruments and property, as such officers, agents, or signatories, or any of them, acting pursuant to this authorization may in his or their discretion deem advisable.

Certification of Signatures

5. That the Secretary or any Assistant Secretary of this corporation be and hereby is authorized and directed to certify to the Bank the names of all officers of this corporation and other persons authorized to sign for it as herein provided and the offices respectively held by them, if any, together with specimens of their signatures, whether facsimile or otherwise, and from time to time thereafter to certify such changes as may be made; and the Bank shall be fully protected in relying on any such certification and shall be indemnified and held harmless from any loss, cost, damage or expense resulting from, or arising out of, the honoring of any signatures so certified or the refusal to honor any signature not so certified.

Reliance and Revocation

6. That all transactions heretofore had on behalf of this corporation with the Bank be and hereby are ratified, confirmed and approved and the Bank is hereby authorized to rely upon this resolution and the certificate of the secretary or assistant secretary of this corporation that the Certificate of Incorporation of this corporation and all amendments thereto do not contain any provisions requiring any vote or consent of the shareholders of this corporation to authorize any mortgage or pledge of or creation of a security interest in all or any part of this corporation's property, or any interest therein, until written notice of the revocation of these resolutions or of the amendment of the Certificate of Incorporation has been received by the person in charge of any office at which an account of this corporation may be maintained.

I hereby CERTIFY that the names and signatures of the persons holding the titles, if any, referred to in the foregoing resolutions are as follows:

Table with 3 columns: NAME, TITLE OF OFFICER, SIGNATURE. Rows include Leroy R. Aplin (Supervisor), Betty B. Stubbings (Town Clerk), and Glenn C. Wildeman (Deputy Supervisor).

Witness my hand and the seal of the corporation this 10th day of January, 1974

Betty B. Stubbings Secretary

(SEAL)

**Certified Copy of Corporate  
Banking Resolutions**

TO

Dated

**INSTRUCTIONS**

This form provides a convenient means of passing resolutions by a corporation's Board of Directors for establishing and maintaining checking and borrowing accounts with us.

It is suggested that in designating authorized signatures, the authority to sign checks, drafts, notes, etc. be given to the designees as corporate officers and not to the named persons acting as such officers.

For example, such authority should be given to the President or Treasurer of the corporation rather than to John Smith, President, or Frank Brown, Treasurer. Of course, names must appear alone where the designated individuals have no official status (title).

Thereafter, if there is a change in incumbency involving no change in signing authority, delivery of a certificate of incumbency (notification to the bank of the names and signatures of the new officers, over the certificate of the Secretary, with the corporate seal impressed) is sufficient, together with signature cards.

It is advisable to avoid designations that are susceptible of varying interpretations—signing authority should be clearly stated. Some possible combinations for insertion in the blank spaces in paragraphs 2 and 4 are as follows:

- President, or Vice President or Treasurer
- President alone, or any Vice President when also signed by either the Treasurer or the Secretary
- Any one of the following—President, Vice President, Treasurer
- Any two of the following—President, Vice President, Treasurer, Secretary
- Any one of the following—President, Vice President, Treasurer, together with any one of the following—Secretary, or John Smith, or Wm. Brown.

It is emphasized that the above are merely illustrative examples. Naturally any designation to fit your needs is satisfactory to us provided it is clearly stated to avoid confusion.

It is also emphasized that designations may properly differ in paragraphs 2 and 4. For example, you may wish to authorize one signature only for checks drawn against your account, but require more than one signature for borrowing and other transactions.

This form may be used to designate authority to sign checks (paragraph 2) or to borrow or discount obligations or carry on other banking transactions (paragraph 4), or any one or more, depending upon your needs. In the interest of simplification of your files and ours, it is helpful to include all signing authorities in one set of resolutions.

Supervisor  
ELLSWORTH H. BEDETTE

Town Clerk  
BETTY B. STURBINGS

Justice of the Peace  
HART B. PIERCE, JR.  
HARRY K. WHITE

Town Councilmen  
ANDREW BARAN  
RAYMOND LEROY

## Town of Palmyra

Town Board Rooms  
204 East Main Street  
Palmyra, New York 14522

Town Highway Superintendent  
JAMES DeBRINE, Jr.

Collector  
SALLY I. LYNCH

Town Health Officer  
MORTON S. ADAMS, M.D.

Town Assessor  
ROBERT W. KIRCHHOFF

December 27, 1973

Re: Application of Arnold Pechler for a Special Permit to use a parcel approximately 200' wide on the East Side of Route 21 in the Town of Palmyra County of Wayne and State of New York for the erection of a building for the sale of snowmobiles and all terrain vehicles.

The Town Board of the Town of Palmyra hereby grants a special Permit to Arnold Pechler upon the following conditions:

- A. The use permitted by this special permit shall apply only to that area designated on a filed map which is a part of the application of Mr. Pechler.
- B. Any building erected on the subject premises must comply with all restrictions other than use-ie. size, setback, etc.. An application must be made for a building permit and all building codes in effect at the time the building is commenced must be complied with.
- C. A halfmoon or "U" shaped driveway may be constructed as long as it is within the confines of the parcel shown on the surveyed map filed with the application.
- D. New vehicles only will be displayed on the premises. No vehicle shall be placed closer to the road (front property line) than the front line of the building. If a porch is constructed, then the front line of the building shall be deemed to be the front of the porch and vehicles may be displayed on the "porch" so long as they are under the roof of line the porch. New and Operable used vehicles displayed rear building/
- E. The applicant shall be allowed to use an area immediately to the east of the subject premises for access to his existing trails located east of the subject parcel. The entire area may not be used but separate trails within the approximately 200' area (the northerly line of which will be a prolongation of the northerly line of the surveyed parcel attached to the plan and the southerly line of which will be a prolongation of the southerly line of the surveyed parcel attached to the application) will be marked, and established but not more than one trail may be used at any one period. It is the intention that as one trail becomes worn for example for lack of snow, then the next trail may be used.
- F. That the subject premises shall be used only for the sales servicing and repair of snowmobiles and all terrain vehicles. (The use is restricted to those items currently sold by the applicant on Shilling Road.) The use of the premises on Shilling Road must terminate not later than 120 days from the date of occupancy (including partial occupancy) of the new building on the subject premises. The applicant may continue to use the existing buildings on Shilling Road for inside storage only, and there shall be outdoor storage on the Shilling Road premises of any nature including but not limited to units, packing cases, and parts or used machines operable or inoperable. No crating, debris, parts, used machines,



Page 2- Pechler Application

or junk shall be stored outdoors on either parcel. The applicant shall be allowed to temporarily store crated new vehicles in a neat manner directly behind the building erected on the parcel defined in the application until such time as they might be uncrated and moved in to the building or displayed as specified herein.

G. The existing trail system may continue to be used but all customers shall reach said trail system from Route 21 through the defined area set out above. No race, contest or spectator viewed event shall be held on the premises either at Route 21 or Shilling Road location or within the existing trail system without the knowledge and consent of the Town Board. The intent of this clause is not prohibit such occurrences but to give the Town Board notice so that such events may be controlled and regulated when in the discretion of the Town Board conditions demonstrate a need for such control or regulation.

H. The premises the subject of this application and those currently used by Mr. Pechler to the extent granted herein shall be operated in such a way that they shall not to increase or create the inherent nuisance, endanger the health safety, or general welfare of the public and to minimize the detrimental effects on adjacent property, if any.

By order of the Town Board of the Town of Palmyra, on  
December 28, 1973

  
Supervisor