

June 26, 2017

A regular meeting of the Town Board of the Town of Aurora took place on Monday, June 26, 2017, at 7:00 p.m. in the Town Hall Auditorium, 300 Glead Avenue, East Aurora, New York.

Members Present:	Jeffrey T. Harris	Councilman
	Jolene M. Jeffe	Councilwoman
	Susan A. Friess	Councilwoman
	James J. Bach	Supervisor
Absent/Excused:	Charles D. Snyder	Councilman
Others Present:	Ronald Bennett	Town Attorney
	William Kramer	Code Enforcement Officer
	Camie Jarrell	GHD/Engineer
	Elizabeth Cassidy	Building Clerk

Supervisor Bach opened the meeting at 7:00 p.m. with the Pledge of Allegiance to the Flag.

Gary Eckis gave a brief presentation on the Aurora Mills Cluster Subdivision Final Plat. Mr. Eckis stated that the process to get to this point has taken three years and the original proposal to use all of the land for a subdivision has been pared down to a patio home concept with the homes being clustered. The benefit of the clustering is having over 70 acres of preserved open space. The houses will be modern and basically maintenance free.

The first item on the agenda was a Further Public Hearing on the Aurora Mills Cluster Subdivision Final Plat. The notice was published in the East Aurora Advertiser and posted on the Town Clerk's bulletin board as evidenced by the Affidavits of Publication and Posting. Supervisor Bach opened the hearing at 7:04 p.m. and asked if anyone in the audience wished to comment.

Dan Bojanowski, Mill Road, asked if the green space would be held in conservancy.

Supervisor Bach responded there would be a conservation easement in place.

Anke Bojanowski, Mill Road, noted her concern about the traffic situation at Mill Road and 20A. Councilwoman Friess responded that a traffic study was done and the conclusion was that the subdivision would not create a significant amount of traffic.

John Dietrich, Roycroft Circle, asked when the project would start and who could he contact about the homes.

Joyce Walsh, Mill Road, stated she is concerned about the conservancy not be finalized. Mrs. Walsh also noted her concern about traffic, especially at Mill and 20A and when the high school gets out in the afternoon.

Rosemary King, Mill Road, concurred with the concerns of others about the traffic situation at Mill and 20A.

Patricia Bittar, William Schutt Associates, stated the traffic study was done by SRF Consulting and that traffic from this development was not expected at peak hours.

Hearing no further comments, Supervisor Bach closed the hearing at 7:20 p.m.

Councilwoman Friess moved to approve the minutes of the 6/12/17	Action #200
Town Board meeting; seconded by Councilman Harris. Upon a vote being	6/12/17 TB mtg
taken: ayes – four      noes – none	min aprvd
	Motion carried.

AUDIENCE I: none

UNFINISHED BUSINESS:

Councilman Harris moved to adopt the following Resolution; seconded by Councilwoman Jeffe:

RESOLUTION APPROVING ODA VARIANCE REQUEST

WHEREAS, Benjamin Woods and Chelsea Woods have applied for an Open Development Area (ODA) permit for property located at 2210 Blakeley Road (SBL#188.01-1-27.11) in the Town of Aurora, and

WHEREAS, the proposed construction of the family dwelling is to be located approximately 970 feet from the public right of way of Blakeley Road, and

WHEREAS, Chapter 99-31 (A) of the Codes of the Town of Aurora require a sprinkler system for a residence located 750 feet or more from the street right of way as measured along the route of the driveway, and

WHEREAS, the applicants have requested a variance to permit the construction without a sprinkler system acknowledging that the sprinkler system would be beneficial in the event of a fire, and

WHEREAS, the single family dwelling will be serviced by a connection to public water thereby providing a source of water in the event of a fire, and

WHEREAS, §99-37 of Chapter 99 authorizes the Town Board to vary the strict compliance of the regulations would not cause a concern of public interest,

NOW, THEREFORE, be it

RESOLVED, the Town Board of the Town of Aurora does hereby grant a variance by not requiring a sprinkler system for the single-family dwelling located herein, and be it further

RESOLVED, the applicants shall comply with all smoke detectors and all points of ingress and egress as required by building code(s) for the single-family dwelling, and be it further

RESOLVED, the applicants shall be responsible for maintaining an open and accessible right of way from Blakeley Road to the subject premises for the purpose of accommodating emergency vehicles, and be it further

Action #201  
Variance from  
requirement to  
have fire  
sprinklers in  
ODA  
residence  
aprvd

RESOLVED, this Resolution shall be incorporated by reference into the application and approval of the Open Development Area permit.

Upon a vote being taken: ayes – four    noes – none    Motion carried.

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Councilwoman Friess moved to adopt the following Resolution; seconded by Councilwoman Jeffe:

RESOLUTION  
APPROVING OPEN DEVELOPMENT AREA PLAN FOR  
2210 BLAKELEY ROAD  
TOWN OF AURORA, NEW YORK

WHEREAS, Chapter 99 of the Code of the Town of Aurora establishes standards for landowners who wish to develop or subdivide land that lacks adequate public road frontage for standard lot development (known as “open development area”); and

WHEREAS, the Applicant has filed an Open Development Area application for 2210 Blakeley Road (SBL# 188.01-1-27.11) and seeks approval to construct a single family residence on the 9.37 acre parcel; and

WHEREAS, the Applicant has made every reasonable attempt and all necessary effort to comply with specifications of Chapter 99 of the Code of the Town of Aurora; and

WHEREAS, a narrative description of the private right-of-way, including but not limited to, ownership of the right-of-way and a maintenance plan for the right-of-way, has been recorded in the office of the Erie County Clerk in Liber 11139 of Deeds at page 9028; and

WHEREAS, this action is considered a Type II under SEQR and no further review under SEQR is required; and

WHEREAS, the applicants have petitioned the Town Board to waive the requirement for a residential sprinkler system in the residence for reason of undue financial hardship; and

WHEREAS, according to Section 99-37 of the Code, the Town Board may modify the specifications and requirements in any Open Development Area Plan, where in the Board's judgment, such modifications are in the public interest and/or will avoid the imposition of unnecessary hardship on the applicant.

NOW THEREFORE be it

RESOLVED, that the Town Board of the Town of Aurora acknowledges that compliance with all other standards, requirements and conditions, including those specified by the Town Board as noted above, is in the public interest and will substantially secure the objectives of the modified standard; and BE IT FURTHER

RESOLVED, that approval of the Open Development Area with a variance by the Town Board of the Town of Aurora to the requirement for a residential sprinkler system is expressly for 2210 Blakeley Road, and any future development will be subject to the standards and requirements of Chapter 99 of the Code of the Town of Aurora without modification, variance or waiver; and BE IT FURTHER

Action #202  
ODA for  
2210  
Blakeley Rd  
approved

RESOLVED, that said Open Development Area Plan for 2210 Blakeley Road is approved.

Upon a vote being taken: ayes – four noes – none Motion carried.

Supervisor Bach stated that the vote on the Aurora Mills Cluster Subdivision Final Plat will be postponed until the July 10, 2017 Town Board meeting. Mr. Bach noted that there were several items in the conservation easement that did not meet the Town's criteria and need to be amended.

Aurora  
Mills final  
plat vote  
postponed

#### NEW BUSINESS:

Councilwoman Jeffe moved to set Monday, July 10, 2017 at 7:00 p.m. at the Town Hall Auditorium, 300 Glead Avenue, East Aurora, New York, as the date, time and place for a public hearing on an application for a Special Use Permit for a dog kennel at 361 Cook Road. Councilman Harris seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #203  
Public  
hearing set  
for Cook Rd  
kennel  
special use  
permit

Councilwoman Friess moved to authorize and approve the following budget amendment to record the receipt of funds from the sale of two Ford F150 pickup trucks approved at the April 24, 2017 meeting.

- Add revenue line SR2665 Sale of Equipment
- Increase revenue line SR2665 Sale of Equipment \$4,375.00
- Increase appropriation line SR8189.401 Recycling Svcs. \$4,375.00

Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action # 204  
SR fund  
budget  
amendment  
aprvd

Councilwoman Jeffe moved to approve the addition of a 1-week Diving Camp to the Recreation Program. The Camp will be held in July at the East Aurora High School pool. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #205  
Diving camp  
program for  
rec aprvd

Councilwoman Jeffe moved to approve the following rate chart for EAST coaches:

	<u>Yr. 1</u>	<u>Yr. 2</u>	<u>Yr. 3</u>	<u>Yr. 4</u>	<u>Yr. 5</u>	<u>Yr. 6</u>	<u>Yr. 7</u>
Adult Coach -no college swimming experience	\$10.50	\$10.60	\$10.70	\$10.80	\$10.90	\$11.00	\$11.10
Adult Coach -college swimming experience	\$11.00	\$11.10	\$11.20	\$11.30	\$11.40	\$11.50	\$11.60
# of additional club duties added to years worked/rate	1/\$0.15	2/\$0.30	3/\$0.45	4/\$0.60	5/\$0.75		

Councilman Harris seconded the motion. Upon a vote being taken:  
 ayes – four                      noes – none                      Motion carried.

Action #206  
 EAST pay rate chart aprvd

Councilwoman Friess moved to approve the following rate increases for EAST coaches effective 6/26/17:

<u>Name</u>	<u>Old Rate</u>	<u>New Rate</u>
Anna Davidson	\$12.70	\$12.80
Tess Felton	\$12.10	\$12.20
Leah Leuthauser	\$10.60	\$10.70
Aubrey McLaughlin	\$10.60	\$10.70
Kevin Murnock	\$10.50	\$10.75
Paula Zabrobely	\$12.60	\$12.70

Action #207  
 Rate increases for EAST coaches approved

Councilwoman Jeffe seconded the motion. Upon a vote being taken:  
 ayes – four                      noes – none                      Motion carried.

COMMUNICATIONS and REPORTS - The following communications and reports were received by the Board and filed:

- Supervisor – May 2017 report
- Dog Control – May 2017 report
- Work Requisitions – May 2017 report
- EAPD – May 2017 report

**BUSINESS FROM BOARD MEMBERS:**

Councilwoman Friess stated the Erie County Sewer Authority Board of Managers met and began the budget process, noting that there are many capital projects to be funded for next year, but since they have been planned for, there should not be a big increase in fees.

Supervisor Bach attended a Village Board work session and informed the Village trustees that according to the architects space estimations, there would not be enough room at the new town hall for the Village office space requirement of 3,000 sf.

AUDIENCE II: none

**STAFF REPORTS:**

Camie Jarrell stated the Ellis Drive pump station contracts have been signed. The watermain installation is making good progress, although approvals are taking longer than expected.

ABSTRACT OF CLAIMS

The June 26, 2017 Abstract of Claims, consisting of vouchers numbered 833 to 918, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 38,662.41
Part Town	488.00
Highway	83,524.67
Trust/Agency	7,140.50
Capital/MWIA	18,167.78
Special Districts	<u>827.08</u>
Grand Total Abstract	\$ 148,810.44

Councilwoman Jeffe moved to approve the June 26, 2017 Abstract of Claims and to authorize payment of same. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #208  
6/26/17  
Abstract of  
Claims aprvd

Councilwoman Jeffe moved to adjourn at 7:40 p.m. Councilman Harris seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #209  
Meeting  
adjourned.

Martha L. Librock  
Town Clerk