

## **REGULAR ARCADIA TOWN BOARD MEETING**

**August 8, 2023 – 7:00 PM**

**Town Hall**

**201 Frey St.**

**Newark, NY 14513**

Supervisor VanLaeken welcomed those in attendance followed by the gathering in the pledge of allegiance.

**PRESENT:** Supervisor VanLaeken  
Councilmembers: Greco, Piscioti, Gerbig, Diamond  
CEO DeWolf

**ABSENT:** Highway Supt. Kuhlman

**MINUTES:** Motion made by Councilperson Gerbig, Seconded by Councilperson Piscioti to approve the minutes of July 11, 2023 Regular Town Board meeting.  
All voted Aye.

**HIGHWAY REPORT:** Councilperson Greco read Highway Supt. Kuhlman highway report. Working on construction projects. Final Layer of asphalt on Snake Rd. Villager Construction paved Henkle Rd. on July 28<sup>th</sup>. Some minor work to finish up. Have a few miles of oil and stone resurfacing and ditch project on Stuart Ave. This will be it for major road work this year.

**CODE ENFORCEMENT:** Ed DeWolf Code Enforcement Officer has received complaints from neighbors regarding 6626 Blue Cut Rd. He has reached out to who is believed to be the owners but property has transferred hands and he has been unable to locate them. It has been recommend to speak to the Highway Superintendent and see if they could help with mowing.

**COMMUNICATIONS:** No communications at this time.

## **PUBLIC HEARINGS:**

### **5837 Clark Rd. – Revocation of SUP:**

**7:15 PM** Motion made by Councilperson Piscioti, Seconded by Councilperson Greco to close the Regular Town Board Meeting and open the Public Hearing for 5837 Clark Rd.  
All voted Aye.

Scott Burm's Lawyer sent a letter stating neither he nor Mr. Burm would be able to attend tonight's meeting. They propose that CEO DeWolf come visit the property on Monday 8/14/2023 at 5 pm to inspect progress. They would like to continue the Public Hearing at a further date.

James Burm, neighbor made comments regarding the property.

Town Board is continuing meeting at the September 12, 2023 meeting  
At 7:15 pm.

**7:25 PM** Motion made by Councilperson Gerbig, Seconded by Councilperson Greco to reopen the Regular Town Board Meeting.  
All voted Aye.

### **2975 and 2977 Tack Rd. – Special Necessity Permit**

**7:30 PM** Motion made by Councilperson Gerbig, Seconded by Councilperson Diamond to close the Regular Town Board Meeting and open the Public Hearing for 2975 and 2977 Tack Rd Special Necessity Permit.  
All voted Aye.

CEO Ed DeWolf stated property should have been split and was never done. It has been this way for many years. A special Necessity Permit should be renewed every year.

**7:35 PM** Motion made by Councilperson Gerbig, Seconded by Councilperson Greco to close the Public Hearing and Reopen the Regular Town Board Meeting.  
All voted Aye.

Motion made by Councilperson Greco, Seconded by Councilperson Gerbig for a resolution to approve a special necessity permit for a

Temporary mobile home at 2977 Tack Rd. See attached.

Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Councilman Diamond	Aye
Supervisor VanLaeken	Aye

**UNFINISHED BUSINESS:**

**1303 N. Main St. Permissive Referendum:** Permissive referendum period has run it's time and no petition in opposition to the resolution has been filed.

Motion made by Councilperson Greco, Seconded by Councilperson Gerbig for a resolution declaring the expiration of Permissive referendum relating to the resolution to sell the property at 1303 N. Main St.

Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Councilman Diamond	Aye
Supervisor VanLaeken	Aye

**Temporary Board of Assessment Members:** No action at this time. Waiting for suggestions from the Chairman of the Board of Assessments.

**Petition for Waiver Solar Moratorium, Charlie Hill – Rt. 88:**  
Jeremy Kauffman, RIC Energy and Charlie Hill spoke regarding

what hardships they would have.

David Hou, Town Attorney spoke as to what is clear convincing evidence based upon the factors listed in the Moratorium.

Motion made by Councilperson Greco, Seconded by Councilperson Diamond to deny Petition for Waiver of Solar Moratorium per grounds in discussion.

Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Councilman Diamond	Aye
Supervisor VanLaeken	Aye

**Arcadia Solar Update:** Construction is in process. Fence is going up.

**NEW BUSINESS:**

**Scheduling Budget Work Shops:** Budget Work Shop set up for September 12, 2023 at 6:00 PM

**2023 NYSAA Fall Conference for Assessor:**

Moved by Councilperson Greco, Seconded by Councilperson Piscioti to approve Assessor Paul Smith to attend the 2023 NYSAA Fall Conference (October 3 – October 6, 2023) in Saratoga Springs, NY. Conference and Hotel cost is \$767.00 plus mileage and meals.

Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Councilman Diamond	Aye
Supervisor VanLaeken	Aye

**2800 Catlin Rd. Special Use Application:** Richard Jewett of 2800 Catlin Rd. would like

a special use permit to run a small vehicle repair shop in and existing building on his property.

Motion made by Councilperson Gerbig, Seconded by Councilperson Diamond to refer Richard Jewett 2800 Catlin Rd. to the Planning Board.

All voted Aye.

Motion made by Councilperson Gerbig, Seconded by Councilperson Diamond to set a Public Hearing for September 12, 2023 at 7:30 PM for 2800 Catlin Rd. small vehicle repair shop SUP.

**Water District #15 Payment Requisition:**

Motion made by Councilperson Gerbig, Seconded by Councilperson Diamond to approve payment requisition application #2 for \$428,855.65 to WCWSA.

Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Councilman Diamond	Aye
Supervisor VanLaeken	Aye

Update for Water District #15 Cauwels Rd. and Sandhill Rd. has been completed and sanitized. Decker Rd is being worked on now.

**Public Comments:** Gina Donnelly spoke thanking the Town Board for their contribution to the Taste of Wayne County. The event had 1,100 people who attended. There were many business from Wayne County that offered samples of food and beverages and entertainment was provided by Corey Comer.

Brian Donnelly spoke in regards to the conference the Town of Arcadia Assessor would be attending. He asked that since the Assessor does also work for other towns could they contribute to the cost of the conference. He also spoke about solar and asked the Board Members to take the time to watch Planet of the Humans.

## **REPORTS OF TOWN OFFICIALS:**

### **All Town Reports**

Moved by Councilperson Piscioti, Seconded by Councilperson Greco to accept the following reports: Town Clerk, Code Officer, Assessor, Supervisor and Highway reports.

Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Councilman Diamond	Aye
Supervisor VanLaeken	Aye

## **AUDIT/PAYMENT OF BILLS APPROVED BY THE TOWN BOARD:**

General	#262-295	\$959,414.72
Highway	#146-161	\$342,287.72

Moved by Councilperson Piscioti, seconded by Councilperson Greco to authorize payment of the General and highway bills.

Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Councilman Diamond	Aye
Supervisor VanLaeken	Aye

## **ADJOURNMENT**

**7:50 PM** Moved by Councilperson Gerbig, Seconded by Councilperson Greco to adjourn the Town Board meeting.  
All Voted Aye

Respectfully Submitted,  
Terresa Vastbinder  
Deputy Town Clerk