

A continuation of the Public Hearing from October 19, 2017, was held by the Village Board of Trustees on November 2, 2017, to hear comments regarding an application of the Northwest Fire District to reconstruct an existing building to contain a Fire Station at 117 Oswego Street (formerly 80 Smokey Hollow Road), which is in a Business District (B-1) that does not provide for such use.

Members Present: Mayor Dick Clarke
Trustee Mark Wilder
Trustee Ruth Cico
Trustee Bruce Stebbins
Trustee Megan O'Donnell
Trustee Mike Shepard
Trustee Andrew Dryden

Others Attending – Attorney Bob Baldwin; Code Enforcement Officer Gregg Humphrey; Deputy Village Clerk Linda Ross, Treasurer Anna Custer; Canton Woods Coordinator Ruth Troy; Engineer Steve Darcangelo; Chief of Police Mike Lefancheck; Diane Trimble; Casey Ostrander; Bob Wicks; Tom Perkins; Tony McIntyre; Rebecca and Wayne Wasielewski, Elizabeth Burtch, Jeff Budrow, Jack Kline, Ed Anker, Maureen and Jeff Bordwell; Louise and Brian Corrigan; Penney Garcia; Ashley Casey and Jerry Elliott and Andrew Millard, representatives from the Public Access Channel.

The Public Hearing was called to order at 7:30 p.m. by Mayor Clarke and the Pledge of Allegiance was recited.

Comments **in favor** of the proposal:

Tom Perkins, 3 MacArthur Road, Fire District Chief, spoke in favor of the proposal, and gave some additional information to help the board with their decision.

Brian Corrigan, 21 Edgewood Drive, spoke in favor of the proposal, but hopes that issues dealing with “bunk-ins” and traffic will be addressed by the Planning Board.

Maureen Bordwell, 42 Artillery Lane, spoke in favor of the proposal.

Penney Garcia, 93 East Oneida Street, spoke in favor of the proposal, but has concerns about parking issues, especially in the winter when there is an iced over parking lot.

Bob Baldwin and the Mayor both said that if this board approves the application, the Planning Board does have the authority and will have the final say on any other issues that this board would have written in the application.

Comments **against** the proposal: there were none.

Resolution #158/2017 Motion by Trustee Shepard, second by Trustee O'Donnell

Resolved that the Public Hearing be adjourned and closed at 7:45 p.m.

Carried

Respectfully submitted,

Linda Ross
Deputy Village Clerk

**Minutes of the Meeting of the Village Board of Trustees held at 7:45 p.m. at Village Hall,
16 West Genesee Street, Baldwinsville, NY.
November 2, 2017**

Resolution #159/2017 Moved by Trustee Cico, second by Trustee Shepard
Resolved that the minutes from the Village Board meeting of October 19, 2017, be approved.

Carried

Citizen's Comments

Casey Ostrander, 3 Echodale Avenue, said that he knows it's budget time in the village, and he hopes that the board will work on putting some money into the budget for use on the local roads. This money would be in addition to the CHIPS money that the village receives.

Trustee's Comments

Trustee Shepard commented that the Public Safety meeting at the Police Department has been changed to 6:30 p.m. on Thursday, November 16, 2017.

Trustee Stebbins announced that he'd like to commend the Codes office for their work on moving signs placed in village easements throughout the village. The village looks much better and he'd like to see Codes continue to dedicate time for this issue in the future.

Trustee Cico noted that the Parade of Lights and the Christmas Tree Lighting will be on November 25, 2017.

Trustee Wilder said that in regard to Mr. Ostrander attending the DPW meeting, he appreciated his interest and he encouraged the public's participation in our meetings and budget process.

Mayor's Comments

Mayor Clarke noted:

- that he'd like to follow up on what Trustee Stebbins said about signs throughout the village. He had posted a message on Facebook about the number of signs placed incorrectly by residents in the village right of ways which is not allowed as per our code. He thanked all that cooperated and moved their signs back from the easement.
- that he would like to add Item 'H' to the agenda – a "Motion to approve the repair of the Police Department steps".

Department Heads

Bob Baldwin said that he'd been in contact with the attorney for Verizon and the language was modified slightly for the resolution relating to the Special Use permit that is being discussed later in the agenda.

Gregg Humphrey noted that the Governor recently signed into Law where a municipality can put a lien against the owner of a property's fire insurance proceeds so that either demolition or repair can be completed when an owner walks away from a fire damaged property. This is new for 1 & 2 family homes, as previously this would apply only to commercial or multi-residential properties.

Ruth Troy informed the audience:

- that a representative will be at the center Monday, November 6, 2017, at 10 a.m., to answer any questions regarding Open Enrollment for Medicare which runs through December 7, 2017.
- that the Community Band will be playing at the center at 7:00 p.m. on Wednesday, November 8, 2017.
- that the last flu shot clinic will be held from 9:00 a.m. to 10:00 a.m. on Friday, November 17, 2017.

Pending Business

- **Northwest Fire District application**

Resolution #160/2017 Moved by Trustee Stebbins, second by Trustee O'Donnell

Motion to accept the amended resolution regarding the approval of an application of the Northwest Fire District to reconstruct an existing building to contain a Fire Station at 117 Oswego Street (formerly 80 Smokey Hollow Road), which is in a Business District (B-1) that does not provide for such use, and forward the resolution on to the Planning Board.

Carried

Resolution is attached.

Bob Baldwin and Steve Darcangelo will be sure that the Planning Board is aware of parking concerns and bunk-in and training restrictions.

- **Waiver of penalty for Fobes Island Development**

Steve Darcangelo said that there is nothing new to discuss.

- **Agreement between CGI Communications & Village of Baldwinsville**

Resolution #161/2017 Moved by Trustee Stebbins, second by Trustee O'Donnell

Motion to authorize the Mayor to sign the agreement between CGI Communications, Inc. and the Village of Baldwinsville for a Community Video Program via a link on the village's homepage, including the production of a total of four video chapters.

Carried

- **Special Use Permit, 17 West Genesee Street, Verizon Wireless**

Resolution #162/2017 Moved by Trustee Shepard, second by Trustee Cico

Motion to amend Resolution #115/2017 to reflect payment of \$9,207.00 by applicant (Verizon Wireless) to the village for the construction of a sidewalk.

As amended:

Resolution #115/2017, adopted on September 7, 2017, is hereby amended to read as follows: Resolved to approve an application of Bell Atlantic Mobile Systems of Allentown, Inc. d/b/a/ Verizon Wireless, for a Special Use Permit to construct and operate a stealth wireless communications facility in the steeple of the existing building at 17 West Genesee Street in the Village of Baldwinsville, New York, subject to conditions as set forth as recommendations from the Planning Board. Those conditions are that: (1) The outside equipment must be run on natural gas, not diesel fuel, and (2) A sidewalk conforming with Village sidewalk standards as same was shown on the prior presented plan will be constructed by the Village with costs incurred by the applicant, said costs to be fixed in the amount of \$9,207.00, receipt of payment for which is hereby acknowledged.

Carried

New Business

- **Unpaid Village Taxes 2017-2018**

Resolution #163/2017 Moved by Trustee O'Donnell, second by Trustee Dryden

Motion to turn over the list of unpaid village taxes for the tax year 2017-2018 in the amount of \$101,552.92 to Onondaga County for collection.

Carried

- **Maple Road Water District Unpaid Water/Sewer bills**

Resolution #164/2017 Moved by Trustee O'Donnell, second by Trustee Stebbins

Motion to turn over the list of the unpaid water/sewer bills for the Maple Road Water District for 2017, to the Town of Van Buren, in the amount of \$2,905.13, for collection.

Carried

- **Town of Lysander Water District Unpaid Water/Sewer bills**

Resolution #165/2017 Moved by Trustee Dryden, second by Trustee Shepard

Motion to turn over the list of the unpaid water/sewer bills for the Town of Lysander Water Districts for 2017,

to the Town of Lysander, in the amount of \$4,301.11, for collection.

Carried

- **Village of Baldwinsville Unpaid Water/Sewer bills**

Resolution #166/2017 Moved by Trustee Stebbins, second by Trustee O'Donnell

Motion to deem the water/sewer bills within the Village of Baldwinsville that remain unpaid as of November 25, 2017, as delinquent and include them on the village tax rolls for the 2018-2019 tax year. An exact dollar amount will be approved at a board meeting in December.

Carried

- **2018 CNY Stormwater Coalition**

Resolution #167/2017 Moved by Trustee Stebbins, second by Trustee Wilder

Motion to support participation in the 2018 CNY Stormwater Coalition Staff Services and Education Compliance Assistance Program.

Carried

- **Discussion regarding the DOT Sidewalk Grant.**

There was a discussion held on whether or not to accept this grant. There is concern from Anna about the debt load on the village. It was determined that this will be discussed again at the next board meeting November 16, 2017.

- **Resignation of Police Officer Edward Brisson**

Resolution #168/2017 Moved by Trustee Shepard, second by Trustee Wilder

Motion to approve the resignation of part-time Police Officer Edward Brisson, effective October 25, 2017.

Carried

- **Repair of Police Department Steps**

Resolution #169/2017 Moved by Trustee Cico, second by Trustee Wilder

Motion to approve the repair of the Police Department steps.

Carried

There was a discussion as to what fund to take payment from and Anna will look into it. The estimated cost is \$4,000.00.

- **Motion to pay bills as audited**

Resolution #170/2017 Moved by Trustee Dryden, second by Trustee Cico

Resolved to pay the bills from their proper accounts, after audit.

Abstract #17

- General Fund Checks #43178 - #43207 \$ 55,213.05
- Water Fund Checks #24225 - #24232 \$ 3,627.65
- Sewer Fund Checks #23479 - #23481 \$ 251.21
- Bond 17-18 Project #1020 - #1024 \$ 2,423.03

Carried

- **Adjournment**

Resolution #171/2017 Moved by Trustee Cico, second by Trustee Wilder

Resolved that the meeting be adjourned at 8:52 p.m., until the next village board meeting, at Village Hall on November 16, 2017, beginning at 7:30 p.m.

Carried

Respectfully submitted,

Linda Ross

Deputy Clerk of the Village of Baldwinsville

Motion to Approve Fire Station at 117 Oswego Street

WHEREAS, the North West Fire District has made application to reconstruct an existing building to create a 13,000 square foot two story Fire Station at 117 Oswego Street in the Village of Baldwinsville; and

WHEREAS, the application is to reconstruct an existing building to create the Station on a 6.66 acre lot in a Business (B-1) within the Village that does not allow for the suggested use; and

WHEREAS, the North West Fire District is a fire district created pursuant to Article 11 of the Town Law and has the legal authority to acquire and utilize real property; and

WHEREAS, the Fire Station to be constructed is to be utilized as a response site only with no large external social events to take place on the site or training facilities to be constructed on the site, and all training is to be conducted inside the facility, and bunk-in facilities are being limited to four; and

WHEREAS, this Board of Trustees must make a determination as to whether the public interests of the North West Fire District outweigh the public interests of the Village of Baldwinsville with respect to the uses allowed in this B-1 District,

NOW, THEREFORE, after due consideration of the various factors involved in this decision and after a public hearing which has taken place on October 19, 2017, the Village Board of Trustees finds as follows:

1. The Fire Station to be reconstructed is a station to be used for responders and their equipment for response and training only and is approximately 13,000 square feet at ground level to be reconstructed on a 6.6 acre lot located in a Business District within the Village, which does not provide for such use.

2. The location of the proposed Fire Station provides enhanced response capabilities for the Fire District and is in the best interests of public safety and the inhabitants of the Village. Based on the location and enhanced response capabilities, the fire insurance rates for properties located in the Village should be reduced, providing savings for Village residents.

3. Any possible negative impacts on legitimate local interests of the Village from the day-to-day operations of the Fire Station, such as drainage, traffic, noise levels and buffering for aesthetic purposes can be reasonably mitigated through site plan review.

4. Based on the reduction of response time to fire emergencies and the fact that most fire fighters assigned to the station currently live nearby to the station's location and the location provides a quick response to the adjacent school campus, an alternate location for the proposed Fire Station is less feasible.

5. The existing station at 59 Elizabeth Street within the Village of Baldwinsville is insufficient to meet the needs of the community as presently constructed and cannot be sufficiently improved to provide the needed service. Based on statements from representatives of the Fire District, they have without success attempted to find suitable alternative locations. No specific alternate locations have been mentioned or suggested, therefore we find that there are no specific reasonable alternate locations for the Fire Station.

6. It is in the best interests of the Village of Baldwinsville to exempt the proposed use as a Fire Station from the rules of the B-1 District in which it is to be located, since the public safety and the other factors as presented by the Fire District and found by the Village Board outweigh the need to require strict compliance with the zoning rules for

this site, therefore the application of the North West Fire District to be exempted from the strict zoning requirements of the Village and the B-1 District District in which the Fire Station is to be located is granted, subject to approval of the proposed site plan by the Village Planning Board.

8. Notwithstanding the exemption from zoning regulations, the matter should be and hereby is referred to the Planning Board of the Village of Baldwinsville for site plan review and decision pursuant to Section 345-34 of the Baldwinsville Village Code.