

TOWN OF CLARKSON  
TOWN BOARD MEETING  
May 8, 2007

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, May 8, 2007, at the Clarkson Town Hall, 3710 Lake Road, Clarkson, NY at 7:00 PM

PRESENT:

Paul Kimball	Supervisor
Christa Filipowicz	Councilperson
**Allan Hoy	Councilperson
Patrick Didas	Councilperson
Harlan Purdy	Councilperson
Frances Wilcox	Town Clerk
David Goodwin	Highway Supt.
Richard Olson	Town Attorney

ALSO:

William Ey	Ass't to Supervisor
Pam Dolliver	Assessor
** Larry Gurslin	Building Insp/Code Enf.

\*\*excused

Also:

Supervisor Kimball opened the meeting, and Fran Wilcox, Town Clerk, led all those present in the Pledge of Allegiance.

**OPEN FORUM**

Andrew Nazzaro requested from the Board to consider a pro-rated landfill permit for those resident who leave for the Winter months.

Supervisor Kimball said that this requested has been discussed in the past and mainly for budgeting purposes, a pro-rated permit does not work. He did however say, the Board will discuss his request and report back to him.

**LOCAL LAW #3-2007**

**A LOCAL LAW TO PERMIT THE RECONSTRUCTION OF BUILDINGS IN THEIR PRESENT LOCATION IN THE HISTORICAL OVERLAY DISTRICT**

Supervisor Kimball opened the hearing. No one spoke. Supervisor Kimball closed the hearing.

**Motion by Councilperson Filipowicz**

**Second by Councilperson Purdy**

New York State Environmental Quality Review Act (SEQRA)  
Determination of Nonsignificance  
(Negative Declaration)

**“A LOCAL LAW TO PERMIT THE RECONSTRUCTION OF BUILDINGS IN THEIR PRESENT LOCATION IN THE HISTORICAL OVERLAY DISTRICT”**

**WHEREAS**, the Town Board of the Town of Clarkson proposes amend the provisions of the Zoning Code with respect to the setback requirements of existing buildings in the historical overlay district; and

**WHEREAS**, the Town Board has determined that the project is an **unlisted action** Pursuant to SEQRA regulations; and

**WHEREAS**, the board has reviewed the Short Environment Assessment Form on file in the Town Office; and

**05.08.2007**

**WHEREAS**, on this date May 8, 2007, at a regular meeting, the Town Board conducted The required SEQRA review process by reviewing said Short Environment Assessment Form

**NOW THEREFORE, BE IT RESOLVED:**

**1.** Based on its review of all of the evidence submitted and reviewed, and based upon the Town Board's deliberations and its review of the short Environmental Assessment Form for the proposed project, it is hereby determined that the proposed project will not have a significant impact on the environment and that a negative declaration is hereby issued for the lease.

**2.** This notice of this determination of non-significance shall be filed as required as SEQRA.

Ayes 4 Nays 0  
Adopted

**RESOLUTION**

**ADOPTING LOCAL LAW #3-2007**

**A LOCAL LAW TO PERMIT THE RECONSTRUCTION OF BUILDINGS IN THEIR PRESENT LOCATION IN THE HISTORICAL OVERLAY DISTRICT**

**Motion by Councilperson Purdy**

**Second by Councilperson Didas**

**Whereas**, the Town Board has before it a Local Law entitled " Local Law #3-2007 "A LOCAL LAW TO PERMIT THE RECONSTRUCTION OF BUILDINGS IN THEIR PRESENT LOCATION IN THE HISTORICAL OVERLAY DISTRICT" which, if adopted, will allow the reconstruction of destroyed buildings located in the Historical Overlay District which might otherwise violate setback requirements; and

**Whereas**, the Town Board has, on this date, held a public hearing to consider said proposed Local Law; and

**Whereas**, this action is an unlisted action under the State Environmental Quality Review Act and the Town Board has adopted a Negative Declaration; and

**Whereas**, the notice of this hearing was duly published and posted as required by law;

**Now therefore, be it resolved:**

**Section 1.** That the Town Board of the Town of Clarkson hereby enacts Local Law#3-2007 "A LOCAL LAW TO PERMIT THE RECONSTRUCTION OF BUILDINGS IN THEIR PRESENT LOCATION IN THE HISTORICAL OVERLAY DISTRICT"

**Section 2.** That the Town Clerk is ordered to publish a legal notice indicating the adoption of this Local Law and to file a copy of this Local Law with New York State.

**Section 3.** That this Local Law shall take effect upon filing with the Secretary of State.

**Section 4.** That this resolution shall take effect immediately.

Ayes: 4 Nays: 0  
Adopted

**05.08.07****LOCAL LAW #3-2007**  
**CHANGE TO ZONING CODE**

The following addition is made to the code to be inserted after Section 140-25F(2)  
140-25F

- (3) Setbacks for reconstruction of existing or destroyed buildings
- (a) Where an application is made to reconstruct an existing structure or, a structure previously existing which was destroyed by fire or other cause, the preexisting setback may be continued even if it is less than that otherwise required unless such setback would violate a provision of the New York State Building and Construction Law.

**INFORMATIONAL MEETING FOR POSSIBLE WATER DISTRICT FOR RESIDENTS/PARCELS OWNERS ON SWEDEN WALKER ROAD BETWEEN GILMORE ROAD AND RIDGE ROAD.**

Supervisor Kimball announced there will be a meeting for the property owners on Sweden Walker Road between Gilmore Rd and Ridge Road to explain the process of establishing a water district. He said that all the residents would be hearing the same thing and to avoid incorrect information.

**Motion by Councilperson Purdy**

**Second by Supervisor Kimball**

**The meeting will be held on Tuesday, May 22, 2007 during the regular Town Board meeting. This meeting will be held at the Courthouse. Unanimously Carried.**

**HIGHWAY SUPT. REPORTS**

Supt. Goodwin distributed to the Board members a list of equipment, that he would like to purchase at the municipal auction to be held Saturday, May 12.

**Motion by Supervisor Kimball**

**Second by Councilperson Filipowicz**

To authorize the Highway Supt., at his discretion, to spend up to \$50,000, for equipment that is needed.

Unanimously carried.

**RESOLUTION TO AUTHORIZE PARCELS ON CLARKSON HAMLIN TL ROAD TO BECOME AN OUT-OF-DISTRICT SEWER USER WITH THE TOWN OF HAMLIN**

**Motion by Councilperson Filipowicz**

**Second by Supervisor Kimball**

To authorize parcel 575 Clarkson Hamlin TL Road to become an out of district sewer user with the Town of Hamlin. The Board further authorized all individual parcels from 625 Clarkson Hamlin east to Lake Road, that front Clarkson Hamlin Town Line, to become an out-district-sewer user with the Town of Hamlin, if owners so request.

Unanimously carried.

**AUDIT**

Total \$11,464.27; Voucher #518-559; Gen.\$5053.15; Hgwy \$3409.57; SL \$3001.55

**Motion by Councilperson Purdy**

**Second by Councilperson Filipowicz**

To pay the bills from their respective accounts.

Unanimously carried.

**05.08.07****Motion to go to Executive Session by Councilperson Purdy  
Second by Councilperson Didas**

To go to Executive Session to discuss a personnel matter.

Unanimously carried.

**Motion to go back to the Regular meeting by Councilperson Purdy; second by  
Councilperson Didas. Unanimously carried.****BONUS****Motion by Councilperson Purdy****Unanimous second**

To award Pam Dolliver a bonus of \$750.00 in recognition for her outstanding job in the recent reval update of 1600 parcel in the Town. This will be paid in the pay period ending June 8, 2007.

Unanimously carried.

Motion for adjournment at 8:25 PM by Councilperson Purdy; second by Councilperson Filipowicz. Unanimously carried.

Respectfully Submitted,

Frances Wilcox  
Town Clerk