

TOWN OF CLARKSON  
TOWN BOARD MEETING  
June 23, 2009

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, June 23, 2009 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
Sheldon Meyers	Councilperson
Sharon Mattison	Town Clerk
David Goodwin	Highway Supt.
Richard Olson	Attorney for the Town

ALSO:

William Ey	Ass't to Supervisor
** Pam Dolliver	Assessor
** Chad Fabry	Building Insp/Code Enf.
Christopher Lyon	Acting Assessor

\*\*excused

Supervisor Kimball opened the meeting, and Sharon Mattison, Town Clerk led all those present in the Pledge of Allegiance. A moment of silence was observed for those serving in the military.

**OPEN FORUM**

Town Historian, Leanna Hale asked for a status report on the town website. Supervisor Kimball directed Town Clerk Mattison to contact the town webmaster for an update.

Supervisor Kimball stated that he was in receipt of an e-mail from the Gilmore family complimenting the Town Historians work.

**ORDER SETTING PUBLIC HEARING FOR EXTENSION NUMBER 1 TO THE LIBERTY COVE SUBDIVISION DRAINAGE DISTRICT**

At a regular meeting of the Town Board of the Town of Clarkson, Monroe County, New York, held at the Town Hall, 3710 Lake Road in said Town, on the 23<sup>rd</sup> day of June, 2009, at 7:00 P.M., there were:

PRESENT: Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas and Meyers  
ABSENT: None

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In the Matter

of

**ORDER SETTING  
PUBLIC HEARING**

The Creation of a Drainage District Extension  
in the Town of Clarkson, Monroe County,  
New York, to be known as EXTENSION  
NUMBER 1 TO THE LIBERTY COVE  
SUBDIVISION DRAINAGE DISTRICT

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The following order was offered by Councilperson Hoy, who moved its adoption, seconded by Councilperson Filipowicz, to wit:

**06.23.09**

**WHEREAS**, a written petition, dated June 16, 2009, in due form and containing the required signatures, has been presented to and filed with the Town Board of the Town of Clarkson, Monroe County, New York, for the creation of a Drainage District Extension in the Town of Clarkson, Monroe County, New York, to be known as EXTENSION NUMBER 1 LIBERTY COVE SUBDIVISION DRAINAGE DISTRICT, and to be bounded and described as follows:

**SEE ATTACHED EXHIBIT A**

and

**WHEREAS**, all the lands and territory above described are situate within said Town of Clarkson and outside of any incorporated village or city; and

**WHEREAS**, the improvements proposed consist of the installation, construction and maintenance of a Drainage system and all incidental equipment therefore to serve said District Extension in accordance with certain plans made a part of such petition and now on file in the office of the Clerk of said Town; and

**WHEREAS**, the maximum amount proposed to be expended by the Town of Clarkson for the improvement as stated in said petition is the sum of \$-nothing, as all costs are to be paid for by the developer; it is

**ORDERED** that a meeting of the Town Board of the Town of Clarkson, Monroe County, New York, shall be held at the Town Hall, 3710 Lake Road in said Town, on the 14<sup>th</sup> day of July, 2009, at 6:00 P.M., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the said Town Board with relation to said petition as may be required by law or proper in the premises; and it is further

**ORDERED** that a copy of this order, certified by the Town Clerk, shall be published in the Hamlin Clarkson Herald, a newspaper of general circulation in the Town, and shall be posted conspicuously on the signboard of the Town of Clarkson, maintained in the Town Hall at the Town Clerk's office. Such publication and posting to be not less than ten (10) nor more than twenty (20) days before the day designated for the hearing aforesaid.

Dated: June 23, 2009

**ORDER SETTING PUBLIC HEARING FOR EXTENSION NUMBER 1 TO THE LIBERTY COVE SUBDIVISION SANITARY SEWER DISTRICT**

At a regular meeting of the Town Board of the Town of Clarkson, Monroe County, New York, held at the Town Hall, 3710 Lake Road in said Town, on the 23<sup>rd</sup> day of June, 2009, at 7:00 P.M., there were:

PRESENT: Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas and Meyers  
ABSENT: None

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In the Matter

of

**ORDER SETTING  
PUBLIC HEARING**

The Creation of a Sanitary Sewer District  
Extension in the Town of Clarkson, Monroe  
County, New York, to be known as EXTENSION  
NUMBER 1 TO THE LIBERTY COVE SUBDIVISION  
SANITARY SEWER DISTRICT

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The following order was offered by Councilperson Hoy, who moved its adoption, seconded by Councilperson Filipowicz, to wit:

**06.23.09**

**WHEREAS**, a written petition, dated June 16, 2009, in due form and containing the required signatures, has been presented to and filed with the Town Board of the Town of Clarkson, Monroe County, New York, for the creation of a Sanitary Sewer District Extension in the Town of Clarkson, Monroe County, New York, to be known as EXTENSION NUMBER 1 LIBERTY COVE SUBDIVISION SANITARY SEWER DISTRICT, and to be bounded and described as follows:

**SEE ATTACHED EXHIBIT A**

and

**WHEREAS**, all the lands and territory above described are situate within said Town of Clarkson and outside of any incorporated village or city; and

**WHEREAS**, the improvements proposed consist of the installation, construction and maintenance of a sanitary sewer system and all incidental equipment therefore to serve said District Extension in accordance with certain plans made a part of such petition and now on file in the office of the Clerk of said Town; and

**WHEREAS**, the maximum amount proposed to be expended by the Town of Clarkson for the improvement as stated in said petition is the sum of \$-nothing, as all costs are to be paid for by the developer; it is

**ORDERED** that a meeting of the Town Board of the Town of Clarkson, Monroe County, New York, shall be held at the Town Hall, 3710 Lake Road in said Town, on the 14<sup>th</sup> day of July, 2009, at 6:00 P.M., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the said Town Board with relation to said petition as may be required by law or proper in the premises; and it is further

**ORDERED** that a copy of this order, certified by the Town Clerk, shall be published in the Hamlin Clarkson Herald, a newspaper of general circulation in the Town, and shall be posted conspicuously on the signboard of the Town of Clarkson, maintained in the Town Hall at the Town Clerk's office. Such publication and posting to be not less than ten (10) nor more than twenty (20) days before the day designated for the hearing aforesaid.

Dated: June 23, 2009

**ORDER SETTING PUBLIC HEARING FOR EXTENSION NUMBER 1 TO THE LIBERTY COVE SUBDIVISION WATER DISTRICT**

At a regular meeting of the Town Board of the Town of Clarkson, Monroe County, New York, held at the Town Hall, 3710 Lake Road in said Town, on the 23<sup>rd</sup> day of June, 2009, at 7:00 P.M., there were:

PRESENT: Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas and Meyers

ABSENT: None

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In the Matter

of

The Creation of a Water District Extension  
in the Town of Clarkson, Monroe County,  
New York, to be known as EXTENSION  
NUMBER 1 TO THE LIBERTY COVE  
SUBDIVISION WATER DISTRICT

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**ORDER SETTING  
PUBLIC HEARING**

The following order was offered by Councilperson Hoy, who moved its adoption, seconded by Councilperson Filipowicz, to wit:

**06.23.09**

**WHEREAS**, a written petition, dated June 16, 2009, in due form and containing the required signatures, has been presented to and filed with the Town Board of the Town of Clarkson, Monroe County, New York, for the creation of a Water District Extension in the Town of Clarkson, Monroe County, New York, to be known as EXTENSION NUMBER 1 LIBERTY COVE SUBDIVISION WATER DISTRICT, and to be bounded and described as follows:

**SEE ATTACHED EXHIBIT A**

and

**WHEREAS**, all the lands and territory above described are situate within said Town of Clarkson and outside of any incorporated village or city; and

**WHEREAS**, the improvements proposed consist of the installation, construction and maintenance of a Water system and all incidental equipment therefore to serve said District Extension in accordance with certain plans made a part of such petition and now on file in the office of the Clerk of said Town; and

**WHEREAS**, the maximum amount proposed to be expended by the Town of Clarkson for the improvement as stated in said petition is the sum of \$-nothing, as all costs are to be paid for by the developer; it is

**ORDERED** that a meeting of the Town Board of the Town of Clarkson, Monroe County, New York, shall be held at the Town Hall, 3710 Lake Road in said Town, on the 14<sup>th</sup> day of July, 2009, at 6:00 P.M., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the said Town Board with relation to said petition as may be required by law or proper in the premises; and it is further

**ORDERED** that a copy of this order, certified by the Town Clerk, shall be published in the Hamlin Clarkson Herald, a newspaper of general circulation in the Town, and shall be posted conspicuously on the signboard of the Town of Clarkson, maintained in the Town Hall at the Town Clerk's office. Such publication and posting to be not less than ten (10) nor more than twenty (20) days before the day designated for the hearing aforesaid.

Dated: June 23, 2009

**ORDER SETTING PUBLIC HEARING FOR EXTENSION NUMBER 1 TO THE LIBERTY COVE SUBDIVISION LIGHTING DISTRICT**

At a regular meeting of the Town Board of the Town of Clarkson, Monroe County, New York, held at the Town Hall, 3710 Lake Road in said Town, on the 23<sup>rd</sup> day of June, 2009, at 7:00 P.M., there were:

PRESENT: Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas and Meyers  
ABSENT: None

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In the Matter

of

The Creation of a Lighting District Extension  
in the Town of Clarkson, Monroe County,  
New York, to be known as EXTENSION  
NUMBER 1 TO THE LIBERTY COVE  
SUBDIVISION LIGHTING DISTRICT

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**ORDER SETTING  
PUBLIC HEARING**

The following order was offered by Councilperson Hoy, who moved its adoption, seconded by Councilperson Filipowicz, to wit:

**06.23.09**

**WHEREAS**, a written petition, dated June 16, 2009, in due form and containing the required signatures, has been presented to and filed with the Town Board of the Town of Clarkson, Monroe County, New York, for the creation of a Lighting District Extension in the Town of Clarkson, Monroe County, New York, to be known as EXTENSION NUMBER 1 LIBERTY COVE SUBDIVISION LIGHTING DISTRICT, and to be bounded and described as follows:

**SEE ATTACHED EXHIBIT A**

and

**WHEREAS**, all the lands and territory above described are situate within said Town of Clarkson and outside of any incorporated village or city; and

**WHEREAS**, the improvements proposed consist of the installation, construction and maintenance of a Lighting system and all incidental equipment therefore to serve said District Extension in accordance with certain plans made a part of such petition and now on file in the office of the Clerk of said Town; and

**WHEREAS**, the maximum amount proposed to be expended by the Town of Clarkson for the improvement as stated in said petition is the sum of \$-nothing, as all costs are to be paid for by the developer; it is

**ORDERED** that a meeting of the Town Board of the Town of Clarkson, Monroe County, New York, shall be held at the Town Hall, 3710 Lake Road in said Town, on the 14<sup>th</sup> day of July, 2009, at 6:00 P.M., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the said Town Board with relation to said petition as may be required by law or proper in the premises; and it is further

**ORDERED** that a copy of this order, certified by the Town Clerk, shall be published in the Hamlin Clarkson Herald, a newspaper of general circulation in the Town, and shall be posted conspicuously on the signboard of the Town of Clarkson, maintained in the Town Hall at the Town Clerk's office. Such publication and posting to be not less than ten (10) nor more than twenty (20) days before the day designated for the hearing aforesaid.

Dated: June 23, 2009

**ORDER SETTING PUBLIC HEARING FOR EXTENSION NUMBER 1 TO THE LIBERTY COVE SUBDIVISION SIDEWALK DISTRICT**

At a regular meeting of the Town Board of the Town of Clarkson, Monroe County, New York, held at the Town Hall, 3710 Lake Road in said Town, on the 23<sup>rd</sup> day of June, 2009, at 7:00 P.M., there were:

PRESENT: Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas and Meyers  
ABSENT: None

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In the Matter

of

The Creation of a Sidewalk District Extension  
in the Town of Clarkson, Monroe County,  
New York, to be known as EXTENSION  
NUMBER 1 TO THE LIBERTY COVE  
SUBDIVISION SIDEWALK DISTRICT

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**ORDER SETTING  
PUBLIC HEARING**

The following order was offered by Councilperson Hoy, who moved its adoption, seconded by Councilperson Filipowicz, to wit:

**06.23.09**

**WHEREAS**, a written petition, dated June 16, 2009, in due form and containing the required signatures, has been presented to and filed with the Town Board of the Town of Clarkson, Monroe County, New York, for the creation of a Sidewalk District Extension in the Town of Clarkson, Monroe County, New York, to be known as EXTENSION NUMBER 1 LIBERTY COVE SUBDIVISION SIDEWALK DISTRICT, and to be bounded and described as follows:

**SEE ATTACHED EXHIBIT A**

and

**WHEREAS**, all the lands and territory above described are situate within said Town of Clarkson and outside of any incorporated village or city; and

**WHEREAS**, the improvements proposed consist of the installation, construction and maintenance of a sidewalk system and all incidental equipment therefore to serve said District Extension in accordance with certain plans made a part of such petition and now on file in the office of the Clerk of said Town; and

**WHEREAS**, the maximum amount proposed to be expended by the Town of Clarkson for the improvement as stated in said petition is the sum of \$-nothing, as all costs are to be paid for by the developer; it is

**ORDERED** that a meeting of the Town Board of the Town of Clarkson, Monroe County, New York, shall be held at the Town Hall, 3710 Lake Road in said Town, on the 14<sup>th</sup> day of July, 2009, at 6:00 P.M., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the said Town Board with relation to said petition as may be required by law or proper in the premises; and it is further

**ORDERED** that a copy of this order, certified by the Town Clerk, shall be published in the Hamlin Clarkson Herald, a newspaper of general circulation in the Town, and shall be posted conspicuously on the signboard of the Town of Clarkson, maintained in the Town Hall at the Town Clerk's office. Such publication and posting to be not less than ten (10) nor more than twenty (20) days before the day designated for the hearing aforesaid.

Dated: June 23, 2009

## SURVEY DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND SITUATE IN PART OF TOWN LOTS 16 AND 17 AND 18, SECTION 5, TOWNSHIP 4, TRIANGULAR TRACT, TOWN OF CLARKSON, COUNTY OF MONROE AND STATE OF NEW YORK AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHEAST CORNER OF LOT 13, LIBERTY COVE SUBDIVISION, SECTION 3 BY MAP ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 327 OF MAPS, PAGE 18, THENCE;

- 1) S 89°15'46" W AND ALONG THE NORTH LINE OF SAID LOT 13, LIBERTY COVE SUBDIVISION, SECTION 3, A DISTANCE OF 35.63 FEET TO A POINT, THENCE;
- 2) NORTHWESTERLY ON A CURVE TO THE RIGHT FORMED BY A RADIUS OF 130.00 FEET AND A DISTANCE OF 47.41 FEET TO A POINT, THENCE;
- 3) N 20°09'31" E A DISTANCE OF 60.00 FEET TO A POINT, THENCE;
- 4) N 69°50'29" W A DISTANCE OF 37.27 FEET TO A POINT, THENCE;
- 5) NORTHWESTERLY ON A CURVE TO THE RIGHT FORMED BY A RADIUS OF 30.00 FEET AND A DISTANCE OF 47.12 FEET TO A POINT, THENCE;
- 6) N 69°50'29" W A DISTANCE OF 60.00 FEET TO A POINT, THENCE;
- 7) S 20°09'31" W A DISTANCE OF 51.40 FEET TO A POINT, THENCE;
- 8) S 89°15'46" W A DISTANCE OF 206.19 FEET TO A POINT ON THE NORTH LINE OF LOT 12, LIBERTY COVE SUBDIVISION, SECTION 3, THENCE;
- 9) N 69°50'29" W AND ALONG THE SAID NORTH LINE OF LOT 12, LIBERTY COVE SUBDIVISION, SECTION 3, A DISTANCE OF 39.76 FEET TO A POINT ON THE EAST LINE OF LANDS NOW OR FORMERLY ERWIN L. DURYEA BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 4430 OF DEEDS, PAGE 191, THENCE;
- 10) N 22°16'10" E AND ALONG THE SAID EAST LINE OF SAID LANDS NOW OR FORMERLY ERWIN L. DURYEA, A DISTANCE OF 116.21 FEET TO AN ANGLE POINT, THENCE;
- 11) N 13°27'55" W AND ALONG THE SAID EAST LINE OF LANDS NOW OR FORMERLY ERWIN L. DURYEA, A DISTANCE OF 32.24 FEET TO AN ANGLE POINT, THENCE;
- 12) N 62°50'35" E AND ALONG THE SAID EAST LINE OF LANDS NOW OR FORMERLY ERWIN L. DURYEA, A DISTANCE OF 53.22 FEET TO AN ANGLE POINT, THENCE;
- 13) N 18°31'44" E AND ALONG THE SAID EAST LINE OF LANDS NOW OR FORMERLY ERWIN L. DURYEA, A DISTANCE OF 220.24 FEET TO AN ANGLE POINT, THENCE;
- 14) N 73°15'32" E AND ALONG THE SAID EAST LINE OF LANDS NOW OR FORMERLY ERWIN L. DURYEA, A DISTANCE OF 31.03 FEET TO AN ANGLE POINT, THENCE;
- 15) N 38°39'46" E AND ALONG THE SAID EAST LINE OF LANDS NOW OR FORMERLY ERWIN L. DURYEA, A DISTANCE OF 99.39 FEET TO AN ANGLE

EXHIBIT A

POINT, THENCE;

16) N 13°46'36" W AND ALONG THE SAID EAST LINE OF LANDS NOW OR FORMERLY ERWIN L. DURYEA, A DISTANCE OF 52.63 FEET TO AN ANGLE POINT, THENCE;

17) N 08°35'49" E AND ALONG THE SAID EAST LINE OF LANDS NOW OR FORMERLY ERWIN L. DURYEA, A DISTANCE OF 69.87 FEET TO AN ANGLE POINT, THENCE;

18) N 41°35'59" E AND ALONG THE SAID EAST LINE OF LANDS NOW OR FORMERLY ERWIN L. DURYEA, A DISTANCE OF 63.34 FEET TO A POINT ON THE SOUTH LINE OF LAND NOW OR FORMERLY BETTY JANE NASCA BY DEED ON FILE IN LIBER 7433 OF DEEDS, PAGE 279, THENCE;

19) N 89°42'29" E AND ALONG THE SOUTH LINE OF SAID LAND NOW OR FORMERLY BETTY JANE NASCA, A DISTANCE OF 9.14 FEET TO A POINT, THENCE;

20) N 05°26'36" E AND ALONG THE EAST LINE OF SAID LANDS NOW OR FORMERLY BETTY JANE NASCA, A DISTANCE OF 88.19 FEET TO A POINT ON THE SOUTHEAST CORNER OF LANDS NOW OR FORMERLY GARY MUSANTE BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 9815 OF DEEDS, PAGE 565, THENCE;

21) N 16°25'30" E AND ALONG THE EAST LINE OF SAID LANDS NOW OR FORMERLY GARY MUSANTE, A DISTANCE OF 103.85 FEET TO A POINT ON THE SOUTHEAST CORNER OF LANDS NOW OR FORMERLY FRANCES W. KEENAN BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 4785 OF DEEDS, PAGE 258, THENCE;

22) N 32°04'51" E AND ALONG THE EAST LINE OF SAID LANDS NOW OR FORMERLY FRANCES W. KEENAN, AND CONTINUING ALONG THE EAST LINE OF LANDS NOW OR FORMERLY DONALD W. BISHOP JR. BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 6350 OF DEEDS, PAGE 189, AND CONTINUING ALONG THE EAST LINE OF LANDS NOW OR FORMERLY WANDA L. WILT BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 6592 OF DEEDS, PAGE 186, AND CONTINUING ALONG THE EAST LINE OF LANDS NOW OR FORMERLY SANDRA H. HILL BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 4029 OF DEEDS, PAGE 310, A COMBINED DISTANCE OF 400.00 FEET TO A POINT ON THE SOUTHEAST CORNER OF LANDS NOW OR FORMERLY MERE A J. BONTRAGER BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 10403 OF DEEDS, PAGE 161, THENCE;

23) N 46°07'01" E AND ALONG THE EAST LINE OF SAID LANDS NOW OR FORMERLY MERE A J. BONTRAGER, AND CONTINUING ALONG THE EAST LINE OF LANDS NOW OR FORMERLY JOSEPH PROHASKA BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 8625 OF DEEDS, PAGE 258, AND CONTINUING ALONG THE EAST LINE OF LANDS NOW OR FORMERLY HAROLD GREENSTINE BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 4465 OF DEEDS, PAGE 41, A COMBINED DISTANCE OF 299.01 FEET TO A POINT BEING THE SOUTHEAST CORNER OF LANDS NOW OR FORMERLY STANLEY MACKUN BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 4422 OF DEEDS, PAGE 249, THENCE;

24) N 36°51'09" E AND ALONG THE EAST LINE OF SAID LANDS NOW OR FORMERLY STANLEY MACKUN, A DISTANCE OF 100.01 FEET TO A POINT BEING THE SOUTHEAST CORNER OF LANDS NOW OR FORMERLY RICHARD I. VANDERLAAN BY DEED ON FILE IN THE MONROE COUNTY CLERK'S

**EXHIBIT A**

OFFICE IN LIBER 3782 OF DEEDS, PAGE 122, THENCE;

25) N 14°31'59" E AND ALONG THE EAST LINE OF SAID LANDS NOW OR FORMERLY RICHARD I. VANDERLAAN, A DISTANCE OF 114.21 FEET TO A POINT, THENCE;

26) N 59°52'50" E A DISTANCE OF 54.17 FEET TO A POINT BEING THE SOUTHEAST CORNER OF LANDS NOW OR FORMERLY FRANCES M. WHITED BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 7238 OF DEEDS, PAGE 287, THENCE;

27) N 37°41'59" E AND ALONG THE EAST LINE OF SAID LANDS NOW OR FORMERLY FRANCES M. WHITED, AND CONTINUING ALONG THE EAST LINE OF LANDS NOW OR FORMERLY ARA ZULAHAN BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 3672 OF DEEDS, PAGE 31, AND CONTINUING ALONG THE EAST LINE OF LANDS NOW OR FORMERLY JOSEPH P. WINNICK BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 8170 OF DEEDS, PAGE 382, AND CONTINUING ALONG THE EAST LINE OF LANDS NOW OR FORMERLY ROBERT C. BOON BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 4113 OF DEEDS, PAGE 27, A COMBINED DISTANCE OF 403.73 FEET TO A POINT ON THE WEST LINE OF LANDS NOW OR FORMERLY TOWN OF CLARKSON BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 3605 OF DEEDS, PAGE 489, THENCE;

28) S 00°23'04" W AND ALONG THE SAID WEST LINE OF LANDS NOW OR FORMERLY TOWN OF CLARKSON, A DISTANCE OF 187.61 FEET TO A POINT BEING THE NORTHWEST CORNER OF LANDS NOW OR FORMERLY ATTICA DEVELOPMENT CO. INC. BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 8655 OF DEEDS, PAGE 630, THENCE;

29) S 00°27'54" W AND ALONG THE WEST LINE OF SAID LANDS NOW OR FORMERLY ATTICA DEVELOPMENT CO. INC., A DISTANCE OF 481.79 FEET TO AN ANGLE POINT, THENCE;

30) S 00°07'30" W AND ALONG THE SAID WEST LINE OF LANDS NOW OR FORMERLY ATTICA DEVELOPMENT CO. INC., A DISTANCE OF 597.14 FEET TO AN ANGLE POINT, THENCE;

31) S 00°26'42" E AND ALONG THE SAID WEST LINE OF LANDS NOW OR FORMERLY ATTICA DEVELOPMENT CO. INC., AND CONTINUING ALONG THE WEST LINE OF LOT 10, WEDGEWOOD ESTATES PHASE I & II ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 278 OF MAPS, PAGE 87, A DISTANCE OF 1063.49 FEET TO A POINT BEING THE NORTHEAST CORNER OF LANDS NOW OR FORMERLY FRANKLIN V. AND DONNA J. KEPLER BY DEED ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 2478 OF DEEDS, PAGE 545, THENCE;

32) S 89°45'18" W AND ALONG THE NORTH LINE OF SAID LANDS NOW OR FORMERLY FRANKLIN V. AND DONNA J. KEPLER, A DISTANCE OF 708.54 FEET TO A POINT BEING THE SOUTHEAST CORNER OF LOT 14, LIBERTY COVE SUBDIVISION, SECTION 3 ON FILE IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 327 OF MAPS, PAGE 18, THENCE;

33) N 00°44'14" W AND ALONG THE EAST LINE OF SAID LOT 14 AND CONTINUING ALONG THE EAST LINE OF LOT 13, LIBERTY COVE SUBDIVISION, SECTION 3, A COMBINED DISTANCE OF 337.45 FEET TO THE POINT AND PLACE OF BEGINNING.

CONTAING 35.389 ACRES OF LAND MORE OR LESS

**EXHIBIT A**

**06.23.09**

**RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN AND SUBMIT JUSTICE COURT ASSISTANCE PROGRAM GRANT APPLICATION**

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To authorize the Supervisor of the Town of Clarkson, County of Monroe, State of New York to prepare, sign and submit a grant application entitled Justice Court Assistance Program for construction work in the Town of Clarkson Justice Court in an amount not to exceed \$30, 000 and to be the official representative acting in connection with the application and, as required, executing the contract.

Unanimously carried.

Dated: June 23, 2009

Paul M. Kimball  
Allan Hoy  
Christa Filipowicz  
Patrick Didas  
Sheldon Meyers

Members of the Town Board of  
The Town of Clarkson, Monroe  
County, New York.

**RESOLUTION AUTHORIZING HIGHWAY SUPERINTENDENT TO MOW GRASS IN ACCORDANCE WITH LOCAL LAW #2-2009**

Introduced by: Councilperson Filipowicz

Seconded by: Councilperson Meyers

**RESOLUTION REQUIRING CUTTING OF GRASS**

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at 16 Woodstock Lane, Clarkson, NY has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

**Now, therefore, be it resolved:**

**Section 1.** That the Building Inspector is directed to mail and post the notice as set forth in Local Law #2-2009;

**Section 2.** That if the condition is not remedied within ten (10) days of the notice, the Building Inspector shall notify the Highway Superintendent who is directed to take appropriate action to remedy the condition;

**Section 3.** That this resolution shall take effect immediately.

**Vote of the Board**

Ayes: Kimball, Councilpersons, Hoy, Filipowicz, Didas, Meyers

Nays: none

**06.23.09****RESOLUTION AUTHORIZING HIGHWAY SUPERINTENDENT TO MOW GRASS IN ACCORDANCE WITH LOCAL LAW #2-2009**

Present: Supervisor Kimball, Councilpersons, Hoy, Filipowicz, Didas, Meyers  
Absent: None

Introduced by: Councilperson Filipowicz  
Seconded by: Councilperson Meyers

**RESOLUTION REQUIRING CUTTING OF GRASS**

**Whereas**, the Town Board has received a report from Chad Fabry, Building Inspector that property at 81 Lynnwood Drive, Clarkson, NY has an unhealthful and dangerous condition, to wit high grass and weeds; and

**Whereas**, the Town Board has reviewed this report and determined that the allegations contained therein are accurate; and

**Whereas**, pursuant to Local Law #2-2009, "Removal of Brush, Grass, Rubbish or Weeds and Spraying of Poisonous Shrubs or Weeds Law of the Town of Clarkson" this board may direct the property owner to remedy this condition and if such condition is not remedied within ten (10) days, have the condition remedied by the Town with the cost thereof to be assessed to the property;

**Now, therefore, be it resolved:**

**Section 1.** That the Building Inspector is directed to mail and post the notice as set forth in Local Law #2-2009;

**Section 2.** That if the condition is not remedied within ten (10) days of the notice, the Building Inspector shall notify the Highway Superintendent who is directed to take appropriate action to remedy the condition;

**Section 3.** That this resolution shall take effect immediately.

**Vote of the Board**

Ayes: Kimball, Councilpersons, Hoy, Filipowicz, Didas, Meyers  
Nays: none

**ACTING ASSESSOR CHRIS LYON REPORTED**

- Final Tax Roll submitted to Monroe County and available for review July 1, 2009.

**HIGHWAY SUPERINTENDENT DAVE GOODWIN REPORTED**

- Redman Road project has begun.
- Where necessary, "mill and fill" work has been completed in town subdivisions.

**RESOLUTION AUTHORIZING THE HIGHWAY SUPERINTENDENT TO SIGN WOOD WASTE AGREEMENT WITH NIAGARA GENERATION, LLC**

Motion by Councilperson Didas

Seconded by Councilperson Hoy

To authorize Highway Superintendent, Dave Goodwin, to sign Wood Waste Agreement with Niagara Generation, LLC.

Unanimously carried.

**PROPOSED CHANGE TO CHAPTER 130 OF THE CLARKSON CODE**

- Attorney for the Town, Richard Olson, presented a draft proposal of what will replace Chapter 130 of the Clarkson Code. The purpose of this chapter is to protect the public health, welfare, safety, peace and tranquility by regulating the operation of certain motor-driven vehicles within the Town of Clarkson.
- To be discussed in further detail at future Town Board meeting.

**06.23.09**

**MINUTES**

Motion by Councilperson Meyers  
Second by Councilperson Hoy  
To approve June 9, 2009 minutes as written.  
Unanimously carried.

**AUDIT**—06-02-2009

Vouchers 20090690-20090747; Total \$26,285.00; Gen. \$17,630.74; Hwy. \$8,552.81  
SS \$101.45

Motion by Councilperson Hoy  
Second by Councilperson Meyers  
Unanimously carried.

**ADJOURN TO EXECUTIVE SESSION**

Motion by Councilperson Didas  
Seconded by Councilperson Hoy  
To enter into Executive Session at 7:30 p.m. to discuss a personnel issue.  
Unanimously carried.

**RETURN TO REGULAR SESSION**

Motion by Councilperson Hoy  
Seconded by Councilperson Didas  
To return to Regular Session at 7:40 p.m.  
Unanimously carried.

Motion to adjourn at 7:43 p.m. by Councilperson Hoy as all business has been concluded.  
Second by Supervisor Kimball  
Unanimously carried.

Respectfully submitted,

Sharon S. Mattison  
Town Clerk

**APPROVED JULY 14, 2009**