

Regular Meeting of the Town Board of the Town of Van Buren, held on August 21, 2024 at 7:00 pm at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York.

Mr. Michael Burke Councilor
Mr. Roger Hand Councilor
Mrs. Jennifer Sullivan Councilor
Mrs. Wendy Van Der Water Supervisor

Absent:

Mr. Robert Grover, Councilor
Ms. Darcie Lesniak, Councilor

Also Present:

Ms. Nadine Bell Town Attorney
Mr. Jason Hoy Town Engineer
Ms. Lynn Precourt Town Clerk

Pledge of Allegiance and Roll Call.

Approve Meeting Minutes of August 21, 2024:

168-24-000 MOTION BY Mr. Hand, seconded by Mr. Burke, to approve the minutes of the Regular Town Board Meeting on August 7, 2024 as published.

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Sullivan – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

Citizens Comments: None

Approve Vouchers:

169-24-000 MOTION BY Mr. Burke, seconded by Mrs. Sullivan, to approve payment of claims 232580-232581 and 232595-232637 in the amount of \$113,650.07.

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Sullivan – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

Appoint Tim Gainey Code Enforcement Officer, part time, effective August 26, 2024 at a rate of \$40.00 per hour:

170-24-038 MOTION BY Mrs. Sullivan, seconded by Mr. Hand, to appoint Tim Gainey Code Enforcement Officer, part time, effective August 26, 2024 at a rate of \$40.00 per hour.

Regular Town Board August 21, 2024

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Sullivan – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

Councilor Committee Reports & Comments:

Mrs. Sullivan said she attended the Canton Woods Board of Directors meeting and they discussed the successful golf outing fundraiser and upcoming fundraiser Walk in the Woods on September 26th and the wreath sale in November.

Mrs. Sullivan attended a meeting about the water chestnut removal and local residents had good feedback.

Supervisor Comments:

Mrs. Van Der Water said the town is looking at different programs for code enforcement since the current platform is not user friendly.

Highway Superintendent Comments:

Mr. Hoy said they have started paving projects and asked for people to be cautious in construction areas.

Engineer Comments:

Mr. Hoy said residents experienced some flooding in a new area, Village Blvd South and Birchwood Boulevard. He said it was the result of a beaver dam that has since been removed.

Attorney Comments:

Ms. Bell said the town has had a moratorium in place on smoke shops while new legislation was developed and that local law is ready to be presented to the Board and a public hearing scheduled.

“A Local Law Amending the Van Buren Town Code to Add Chapter 184, titled
“Tobacco and Vapor Products,” to Require Tobacco Retail Licenses
within the Town of Van Buren”

171-24-039 Mrs. Sullivan introduced proposed Local Law No. D-2024, titled “A Local Law Amending the Van Buren Town Code to Add Chapter 184, titled “Tobacco and Vapor Products,” to Require Tobacco Retail Licenses within the Town of Van Buren,” and made following motion, which was seconded by Mr. Hand,

WHEREAS, the purpose of this Local Law is to ensure the public health, safety and welfare of the citizens of the Town of Van Buren by providing a local law to require a Tobacco Retail License to sell tobacco products, electronic smoking devices, and all other products regulated by New York State Public Health Law Article 13-F in the Town of Van Buren; and

WHEREAS, the Family Smoking Prevention and Control Act of 2009 provides local governments the authority to implement tobacco control policies; and

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of local laws in the Town of Van Buren, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed enactment of said Local Law; and

WHEREAS, the adoption of said Local Law is an unlisted action for purposes of environmental review under SEQRA; and

WHEREAS, the Town Board has determined that a short environmental assessment form (EAF) shall be required in connection with this matter; and

WHEREAS, the said EAF has been prepared and has been reviewed by the Town Board; and

WHEREAS, the Town Board has considered the adoption of said Local Law, has considered the criteria contained in 6 N.Y.C.R.R. Part 617.7 and has compared the impacts which may be reasonably expected to result from the adoption of said Local Law against said criteria.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that the enactment of proposed Local Law No. D-2024 is an unlisted action; there are no other involved agencies, and this Board shall act as the lead agency in this matter for purposes of SEQR review; and it is further

RESOLVED AND DETERMINED, the Town Board has determined this action shall have no significant adverse impact on the environment; that, accordingly, an environmental impact statement (EIS) shall not be required; and that this resolution shall constitute a negative declaration under SEQR; and it is further

RESOLVED AND DETERMINED, that the Town Board conduct a public hearing regarding the enactment of proposed Local Law No. D-2024 at the Town Hall located at the Van Buren Town Offices located at 7575 Van Buren Road in the Town of Van Buren on September 4, 2024 at 7:00 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard; and it is further

RESOLVED AND DETERMINED, that notice of said public hearing shall be provided at least five (5) days prior to the date of said public hearing in a newspaper of general circulation within the Town of Van Buren.

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Sullivan – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

172-24-000 MOTION BY Mr. Burke, seconded by Mrs. Sullivan, to adjourn to the next Regular Town Board Meeting September 4, 2024 at 7:00 pm.

Mr. Burke – Yes, Mr. Hand – Yes, Mr. Sullivan – Yes, Mrs. Van Der Water – Yes

Motion Carried & Adopted

Meeting closed 7:09 pm

Respectfully submitted,


Lynn Precourt

Town Clerk, Dated: 8/22/24