

Regular Meeting of the Town Board of the Town of Van Buren, held on January 3, 2024 at 7:00 pm at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York.

Mr. Roger Hand	Councilor
Mr. Robert Grover	Councilor
Mrs. Jennifer Sullivan	Councilor
Mr. Michael Hulchanski	Councilor
Mrs. Wendy Van Der Water	Councilor
Ms. Darcie Lesniak	Councilor
Mr. Richard Zaccaria	Supervisor

Also Present:

Ms. Nadine Bell	Town Attorney
Ms. Theresa Proctor	Executive Assistant to the Supervisor
Ms. Lynn Precourt	Town Clerk

Pledge of Allegiance and Roll Call.

Approve minutes of December 20, 2023:

010-24-000 MOTION BY Mrs. Van Der Water, seconded by Mrs. Sullivan, to approve the minutes of the Regular Town Board Meeting on December 17, 2023 as published.

Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Mr. Hulchanski – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Zaccaria – Yes

Motion Carried & Adopted

Citizens Comments:

Ms. Lisa Jarmuz, Idlewood Blvd., said a sheriff has been there twice for speed control and stopped several cars for speeding. She asked the Board to continue to request extra patrols in the area and asked when the new signage will be installed.

Mr. Zaccaria said he will contact the Highway Superintendent about the new signage.

Mr. Matt LaDue, Idlewood Blvd., said he lives in the area of the school and the speeding is terrible. He said the sheriff was able to ticket many so it will be good if they come back for speed control.

Approve Vouchers:

011-24-007 MOTION BY Mrs. Sullivan, seconded by Mr. Grover, to approve claims 231549, 231557,231573,231577-231581, 231583-231587,231589-231604,231620-231623 in the amount of \$270,188.15.

Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Mr. Hulchanski – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Zaccaria – Yes

Motion Carried & Adopted

Introduction of Local Law A-2024 Amending Solar Regulations:

012-24-039 Mrs. Van Der Water introduced proposed Local Law No. A-2024, “A Local Law to Amend Chapter 200 (Zoning) of the Code of the Town of Van Buren to Revise the Regulation of Solar Power and Energy Systems in the Town” which Local Law would amend the Code of the Town of Van Buren, which was seconded by Mrs. Sullivan

WHEREAS, that the purpose of this Local Law is to modify the Town’s regulation of Solar Power and Energy Systems, so as to support State energy policy by promoting appropriate solar development while protecting the character of the Town, valuable farmland, and local resources; and

WHEREAS, Volume 6 N.Y.C.R.R., Section 617 of the Regulations relating to Article 8 of the New York State Environmental Conservation Law, requires that as early as possible an involved agency shall make a determination whether a given action is subject to the aforementioned law; and

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Van Buren.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQRA) with respect to the proposed enactment of said Local Law, with the result that the Town Board shall act as lead agency in this matter; and it is further

RESOLVED AND DETERMINED, the adoption of said Local Law is an unlisted action for purposes of environmental review under SEQRA and shall require the completion of a Short Environmental Assessment Form (EAF); and it is further

RESOLVED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. A-2024 at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York, on January 17, 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.

Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Mr. Hulchanski – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Zaccaria – Yes

Motion Carried & Adopted

Introduction of Local Law B-2024, a Moratorium on Smoke Shops:

013-24-039 Mrs. Lesniak introduced proposed Local Law No. B-2024, titled “A Local Law Imposing a Six (6) Month Moratorium on Smoke Shops Within the Town of Van Buren,” and made the following motion, which was seconded by Mr. Hulchanski:

WHEREAS, proposed Local Law No. B-2024 has been introduced and will be considered for enactment pursuant to the provisions of the Municipal Home Rule Law and Town Law; and

WHEREAS, this proposed moratorium will enable the Town to review and comprehensively address the issues involved with smoke shop uses; and

WHEREAS, the Town Board has deemed this moratorium urgent and immediately necessary in order to preserve status quo while this issue is examined by the Town; 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.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED that there are no other involved agencies, the Town Board shall act as lead agency, and that the enactment of this proposed local law is a Type II action under SEQR, thus concluding the environmental review process; and be it further

RESOLVED AND DETERMINED that the Town Board conduct a public hearing as to the enactment of proposed Local Law No. B-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 January 17, 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; and be it further

RESOLVED that pending action on this local law, the Town will neither accept nor process any application pertaining to smoke shops.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Mr. Hulchanski – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Zaccaria – Yes

Motion Carried & Adopted

Councilor Committee Reports and Comments:

Mrs. Sullivan said she is looking forward to the new committee assignments and welcomed Mr. Hand to the Board.

Mr. Hulchanski welcomed Mr. Hand to the Board.

Mrs. Van Der Water thanked the people who attended the meeting and also welcomed Mr. Hand to the Board.

Supervisor Comments:

Mr. Zaccaria welcomed Mr. Hand and said he looks forward to working together.

Highway Superintendent Comments: None

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Engineer Comments: None

Attorney Comments: None

014-24-000 MOTION BY Ms. Lesniak, seconded by Mrs. Sullivan, to adjourn to the next Regular Town Board Meeting on January 17, 2024 at 7:00 pm.

Mr. Hand – Yes, Mr. Grover – Yes, Mrs. Sullivan – Yes, Mr. Hulchanski – Yes, Mrs. Van Der Water – Yes, Ms. Lesniak – Yes, Mr. Zaccaria – Yes

Motion Carried & Adopted

Meeting closed 7:25 pm

Respectfully submitted,

Lynn Precourt

Town Clerk

Dated: 1/5/24