

Organization Town of Champion

Board Town Board

Date and Time Tuesday, July 5 2005 at 7:00 PM

Place Town of Champion Offices Board Room (rear of building) 10 N Broad St, West Carthage NY

Contact [Chris Vargulick](#) Town Clerk Phone (315) 493-3240 Fax(315) 493-2900

Minutes

The Town Board of the Town of Champion met in regular session Tuesday, July 5, 2005 at 7:00pm at the Town Municipal Building, 10 N Broad Street, West Carthage. Present were Supervisor Buckley, Councilmen Stewart, Watkins, and Peck and Attorney Farley. Councilman Buzzell was absent.

Supervisor Buckley called the meeting to order and opened the meeting for comment from the public. Robert Olley, NYS Route 126, was present to address any issues the Board had regarding the operation of an outdoor wood burning furnace located at his residence.

Supervisor Buckley asked for a moment of silence to acknowledge the contributions of James A. Waite, former Town Clerk, and Robert F. White, former assessor and zoning enforcement officer, who both passed away in June.

Monthly Reports

- Councilmen - J. Peck reported that the retail committee had met.
- Town Attorney - T. Farley reported that Richard Thesier has removed a sign from his property that was cited by the Zoning Officer for a violation of the zoning area regulations. T. Farley also reported that combustible debris at the former River Run Motel has been burned on site.
- Planning Board - P. LaBarge informed the Board that the Planning Board is considering an application for a restaurant in Great Bend and continuing discussions regarding a 400 unit housing development. Mr. LaBarge remarked that a letter has been forwarded to the Town Board recommending the adoption of a local law to regulate the location and operation of outdoor wood burning furnaces. There was a discussion regarding enforcement of the law. Mr. LaBarge pointed out that Section 705 of the Zoning Law authorizes the duly appointed Zoning Enforcement Officer to enforce any and all laws that are included in the Zoning Law.
- Circuit Rider - K. Amyot reported that the EPF application for park development has been submitted.

Motion by Mr. Watkins, seconded by Mr. Stewart to approve the minutes of June 6, 2005 as presented. Ayes-4, Nays-0. Motion carried.

Motion by Mr. Stewart, seconded by Mr. Peck to approve the following bills for payment as presented. Ayes-4, Nays-0. Motion carried.

General #178-208.....	\$69,819.07
Highway #135-154.....	\$15,917.88
RACOG #17-23.....	\$1,129.02
Consolidated WD #1 O&M #42-45.....	\$3,670.99
WD#4 O&M #9.....	\$22.00
SD#1 Ext #7-10.....	\$8,966.55
WD#1 Ext #9-12.....	\$11,329.17

Ayes-4, Nays-0. Motion carried.

The Supervisor's report was read and discussed. Motion by Mr. Peck, seconded by Mr. Stewart to approve the report as presented. Ayes-4, Nays-0. Motion carried.

New Business

- Supervisor Buckley informed the Board that FMHC has informed the Town that there is adequate space and available load on the existing telecommunications tower in Great Bend to locate an additional antenna. In reference to a request made by Elwood Thomas to rezone a portion of his property ARD to facilitate the construction of a second tower, Supervisor Buckley reported that Planning Board Chairman LaBarge has mapped the proposed location for a new tower and determined that the area would be insufficient to meet the required setbacks.
- The Board reviewed an amendment to the zoning law to regulate the location and operation of outdoor wood burning furnaces that has been recommended by the Planning Board. Members discussed specifics of the amendment including: the regulation of the furnaces as hot water heaters; months of operation; confining restrictions to particular zoning districts; fuel particulates; and the economics of wood as a fuel. The Board agreed, by consensus, to amend the draft to allow operation of the outdoor furnaces between May 15th and September 15th. Motion by Mr. Watkins, seconded by Mr. Stewart to schedule a public hearing for August 1, 2005 at 7:30pm to hear public comment concerning Local Law #4 for 2005 - Amendments to the Zoning Law to regulate the location and operation of outdoor wood burning furnaces. Ayes-4, Nays-0. Motion carried.

- Supervisor Buckley read a letter of resignation from June Haugen. Ms. Haugen resigned as Zoning Enforcement Officer effective June 17, 2005. Supervisor Buckley informed the Board that the vacancy has been advertised and that letters of interest and resumes will be accepted until July 15, 2005.
- Supervisor Buckley read correspondence from Stephen Powers, NYSDOH, regarding lots in Champion Heights that are approved for on site wastewater treatment systems (40-60 inclusive). A community wastewater treatment system must be constructed to serve lots 21-27, 29-39 and 61-88 inclusive.
- Supervisor Buckley discussed an amendment to the Town Sewer Use Law recommended by the NYS Route 3 Sewer Board. Supervisor Buckley explained that the Town is responsible for the maintenance of sewer laterals that were constructed in the initial construction but does not have the same responsibility for laterals constructed, connected and paid for by new users. Since all users are responsible for an equal share of the operations and maintenance costs, it has been recommended that the sewer use law be amended to provide maintenance services on all connected laterals providing that the necessary easements have been executed. The amendment would also correct language within the sewer use law regarding oversight by the NYS Department of Health - Watertown Office and add a definition for "Sewer Board". Motion by Mr. Stewart, seconded by Mr. Peck to schedule a public hearing for August 1, 2005 at 7:35pm on Local Law #5 for 2005 - Amending the T/Champion Sewer Use Law. Ayes-4, Nays-0. Motion carried.
- Supervisor Buckley reviewed correspondence received during the previous month.
- Richard Strong, Time Warner Cable, was present to address the Board's questions regarding the proposed renewal of the cable franchise agreement. Issues of concern included the term of the agreement, service rates and the availability of high speed cable service at the Town Municipal offices. No action was taken.
- Motion by Mr. Peck, seconded by Mr. Stewart to go into executive session for the purpose of discussing pending litigation and negotiations. Ayes-4, Nays-0. Motion carried. Executive session began at 9:03pm.
- Motion by Mr. Stewart, seconded by Mr. Watkins to return to open session. Ayes-4, Nays-0. Motion carried. Open session resumed at 9:39pm.
- Motion by Mr. Stewart, seconded by Mr. Peck to adjourn. The meeting adjourned at 9:40pm.

Christina Vargulick
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 Town Clerk