

REGULAR MEETING  
November 16, 2009

A regular meeting of the Town Board of the Town of Busti was held on November 16, 2009 at 6:45 p.m., at the Town Administration Building, 121 Chautauqua Avenue, Lakewood, New York with the following members present:

Supervisor Kathleen A. Sullivan  
Councilman Paul R. Hazzard  
Councilwoman Marsha L. Hern  
Councilman Lyle T. Hajdu  
Councilman Richard A. Sanders

Supervisor Sullivan called the meeting to order with the salute to the flag and a moment of silence was observed.

Present at the meeting were: John Francisco, Angelo & Diane Terrano, Jessie Robbins, Highway Superintendent Melvin J. Peterson, Gene Swanson, Tom Carlson, John Siggins, Legislator Dr. Rudy Mueller, Zoning Officer Charles Stafford and Lakewood-Busti Police Chief John L. Bentley

Supervisor Sullivan reported that the individual committees are working on the comprehensive plan.

Legislator Dr. Rudy Mueller requested a combined meeting of the Village of Lakewood and Town of Busti boards to be held on November 30, 2009 at 7:00 p.m.

Lakewood-Busti Police Chief John L. Bentley reported 8,367 incidents to date.

Councilman Paul R. Hazzard made the following motion which was duly seconded by Councilwoman Hern:

RESOLVED, that upon the recommendation of Highway Superintendent Melvin J. Peterson, Ryan Hinsdale be hired part-time for the highway department for snow removal at \$12.00 per hour.

Upon roll call vote, all aye.

John Siggins stated that the 200th Anniversary of the Settlement of Busti will be in 2010 and there is an ad hoc committee forming for a celebration.

Supervisor Sullivan noted information from Independent Health for health insurance for town employees.

Councilman Hazzard offered the following motion which was duly seconded by Councilman Sanders:

RESOLVED, that payment be made to Mary Griffin in the amount of \$3,500 for the option agreement to purchase property at 912 Forest Avenue, (420.19-1-28), 908 Forest Avenue (420.19-1-27) and 3432 Busti Stillwater Road (420.19-1-25).

Upon roll call vote, all aye.

Councilman Sanders offered the following motion which was duly seconded by Councilwoman Hern:

RESOLVED, that Tracy Hewitt be paid \$13.50 per hour and Carol Sheldon be paid \$9.25 effective January 1, 2010.

Upon roll call vote, all aye.

Supervisor Sullivan offered the following motion which was duly seconded by Councilman Sanders:

RESOLVED, that Court Clerk Elizabeth Davis be authorized to attend a Records Management Seminar on Friday, November 20, 2009 in Buffalo, New York.

All aye.

Councilman Hajdu noted prior meetings held on storm water/erosion control to regulate land use in the development of the town comprehensive plan.

Supervisor Sullivan noted request for a speed study on Lawson Road and offered the following motion which was duly seconded by Councilwoman Hern:

RESOLVED, that the town request a speed study on Lawson Road from Mill Road to Busti-Sugar Grove Road to 30 mph.

All aye.

Supervisor Sullivan noted it was 7:00 p.m. and time for the public hearing on the application of Gene Swanson of 108 Oakland Avenue, Lakewood, New York, for a Special Use Permit to operate a general automotive repair shop in the Highway Commercial District. The property is located at 4471 Chautauqua Boulevard, Lakewood, New York. Said property is known as Section 385.05 Block 5 Lots 7 of the official tax map of the Town of Busti.

Supervisor Sullivan offered the following motion which was duly seconded by Councilman Hajdu:

RESOLVED, that the public hearing be declared open.

All aye.

Proof of publication was placed on file.

Supervisor Sullivan offered the following motion which was duly seconded by Councilwoman Hern:

RESOLVED, that the public hearing be declared closed.

Supervisor Sullivan offered the following resolution which was duly seconded by Councilman Sanders:

RESOLVED, that the consideration for a special use permit have been met and that the application of Gene Swanson to operate a general automotive repair shop at 4471 Chautauqua Boulevard, Lakewood, New York, be approved for three years under the

following conditions:

FIRST, that signs be limited to the current signs.

SECOND, that the operation within the building goes on when the back door is closed.

THIRD, that there be no more than two inoperable automobiles located upon the property at any one time, those automobiles being located in front of the building, not in the back or either side of the building.

FOURTH, that there be no business carried on at the site after 10:00 p.m. and no earlier than 7:00 a.m.

Upon roll call vote, all aye.

Supervisor Sullivan noted it was 7:00 p.m. and time for the public hearing on the application of Tom Carlson for a special use permit to operate an auto sales and repair station at 3343 Busti-Stillwater Road.

Supervisor Sullivan offered the following motion which was duly seconded by Councilman Hajdu:

RESOLVED, that public hearing be declared open.

Upon roll call vote, all aye.

Proof of posting was placed on file.

Councilman Hazzard moved to table the application until December 7<sup>th</sup> for further review.

Supervisor Sullivan offered the following motion which was duly seconded by Councilwoman:

RESOLVED, that the public hearing be declared closed.

Upon roll call vote, all aye.

Supervisor Sullivan offered the following motion which was duly seconded by Councilman Sanders:

RESOLVED, that Supervisor Sullivan be authorized and directed to pay the presented General Fund, Highway Fund, Joint Recreation Fund and the Hazeltine Public Library for Abstract No. 20 from warrant #852 to and including #884 in the amount of \$40,070.59.

Upon roll call vote, all aye.

Upon motion made by Supervisor Sullivan the meeting adjourned at 7:15 p.m.

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Diane M. VanDewark, Town Clerk