

**PUBLIC HEARING MARCH 5, 2007 ON LOCAL LAW 1-2007 ENTITLED,
“ZONING”, OF THE VILLAGE CODE OF THE
VILLAGE OF MANCHESTER BY ADDING
ARTICLE XIV ENTITLED “MORATORIUM”**

Present: Nancy W. Johnsen, Mayor
Michael W. Murphy, Trustee
William Henry, Trustee

Others: Douglas Burton, William Dean, Chris Nill, Donald Eastman, Vincent
DelGotto, Matt Schaertel

Recording: Angela D’Arduini, Clerk

Mayor Johnsen moved to re-open the public hearing at 7:00 PM. No one present spoke for or against Local Law 1-2207 entitled “ZONING”, OF THE VILLAGE CODE OF THE VILLAGE OF MANCHESTER BY ADDING ARTICLE XIV ENTITLED “MORATORIUM.”

The public hearing was closed at 7:05 pm.

REGULAR BOARD MEETING HELD MARCH 5, 2007

Present: Nancy W. Johnsen, Mayor
Michael W. Murphy, Trustee
William Henry, Trustee

Others: Douglas Burton, William Dean, Chris Nill, Donald Eastman, Vincent
DelGotto, Matt Schaertel

Recording: Angela D’Arduini, Clerk

The meeting was called to order at 7:05 PM by Mayor Johnsen. The clerk led the Pledge of Allegiance. Minutes of the meeting held on February 5, 2007 were read and a motion was made by Trustee Murphy, seconded by Trustee Henry to approve the minutes as presented. Bills were authorized for payment on Abstracts of Audited Vouchers #28, General Fund totaling \$84,845.32; #29, Water Fund totaling \$11,010.76; #30, Sewer Fund totaling \$3,676.61; and #31, Capital Fund totaling \$72,948.25. A motion was made by Trustee Murphy, seconded by Mayor Johnsen to accept the Treasurer’s Report for the months of December 2006 and January 2007, unanimously approved subject to audit.

LOCAL LAW 1-2007

A motion was made by Mayor Johnsen, seconded by Trustee Henry and carried unanimously not to adopt Local Law 1-2007 entitled “ZONING”, OF THE CODE OF THE VILLAGE OF MANCHESTER BY ADDING ARTICLE XIV ENTITLED “MORATORIUM”.

SPRING CLEANUP

The board received the following proposals for spring cleanup:

K & D Disposal	\$125/hr – driver and helper
816 Garnsey Rd	\$ 50/Ton disposal
Palmyra, NY 14522	

Appleton Disposal	\$100/hr – driver and truck
54 Doran Ave	\$ 55/Ton disposal
Geneva, NY 14456	

A motion was made by Trustee Henry, seconded by Trustee Murphy and carried to hire Appleton Disposal. Spring cleanup will be the week of May 14th – May 18th. Jeff will notify Appleton Disposal.

CERTIFICATE OF APPRECIATION

The board asked the clerk to invite Gary Bogner to the April 2nd board meeting to present him with a Certificate of Appreciation for his years of service on the Village Planning Board.

FARMINGTON PROPERTIES LLC

The village received a letter from Mark J. Poretta, President of Farmington Properties LLC. He is proposing to build a subdivision on property formally the Chunko Estate and located in the Town of Farmington. He is requesting water and sewer from the Village of Manchester. The board asked the clerk to write a letter to Mr. Poretta and invite him to the April 2nd board meeting to discuss his proposal.

HILL CUMORAH COMMUNITY SERVICE

The Mayor received a letter from the Hill Cumorah Pageant offering community service from the Pageant cast members on July 17, 18, and 19, 2007 from 1:00 pm to 4:00 pm. After a brief discussion, the board decided not to accept their offer.

RESOLUTION OF PUBLIC HEARING

The following resolution was offered by Trustee Murphy who moved its adoption by Mayor Johnsen:

**RESOLUTION
FOR NOTICE OF PUBLIC HEARING
TO AMEND CHAPTER 100, ENTITLED, "ZONING,"
AND SECTIONS 100-31 ENTITLED, "ZONING MAP" OF THE
VILLAGE CODE OF THE VILLAGE OF MANCHESTER**

WHEREAS, on February 7, 2007, a zoning amendment request has been presented to the Village Board by Douglas Burton, to rezone approximately 0.888 acres of lands presently zoned both R-1 and C-1 to solely C-1 for a commercial / retail use project; and

WHEREAS, the property located on New York State Route 21 and Railroad Avenue in the Village of Manchester is currently zoned as R-1 and C-1 and would not allow the proposed a use; and

WHEREAS, a request has been made to amend the current zoning map of the Village of Manchester to rezone this property to C-1; and

WHEREAS, the proposed commercial / retail use project is consistent with the Village's Comprehensive Plan; and

WHEREAS, the application was forwarded to the Village Zoning Officer and Special Counsel for their review for completeness, and the application has been deemed complete; and

WHEREAS, the Village Clerk has forwarded the application to the Village Planning Board and the Ontario County Planning Board; and

WHEREAS, the Village Board of the Village of Manchester, pursuant to Village Code Section 100-7.C, requested and received comments from the Village Planning Board prior to scheduling a Public Hearing; and

WHEREAS, the Village Board has considered amending its Local Laws to rezone this property from R-1 and C-1 to entirely C-1; and

WHEREAS, the Special Counsel for the Village of Manchester has submitted a draft amendment of said Local Law to the Village Board, and said draft Local Law amendment is on file with the Village Clerk;

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Manchester deems the application complete and that a Public Hearing shall be had on the 2nd day of April, 2007, at 7:00 p.m. for the purpose of adopting a Local Law to amend Chapter 100, of the Village Code entitled, "Zoning," and Sections 100-31 of the Village Code, entitled, "Zoning Map," and be it further

RESOLVED, that the Village Clerk advertise for said Public Hearing in a manner consistent with law; and be it further

RESOLVED, that copies of this Resolution be mailed to property owners within 500 feet of the proposed rezoning, and that the property be posted with signs 4' x 2' advertising the time and date and nature of the Public Hearing pursuant to Section 100-7.D.

The above resolution was put to a roll call vote which resulted as follows:

Mayor Johnsen	Voting	"AYE"
Trustee Murphy	Voting	"AYE"
Trustee Henry	Voting	"AYE"

The resolution was duly adopted.

1991 GIANT VAC LEAF LOADER

The Village received two bids on the 1991 Giant Vac Leaf Loader:

Angelo Ciardi	\$600.00
James VanOpdorp	\$527.00

A motion was made by Trustee Henry, seconded by Mayor Johnsen and carried to award the bid to Angelo Ciardi.

TRASH BARRELS AT PARK

Mayor Johnsen presented a picture of a painted trash barrel that she would like our park trash barrels to look like. She thought this would be a good community service project for the art class at school. Jeff said he would paint them with the base color and clear coat them when they are done. Trustee Henry will contact the school and arrange this project.

PEDESTRIAN/BICYCLE PATHWAY

Chris Nill addressed the board. A lot of paperwork has been generated as a result of the pathway project. Chris distilled it down into a folder entitled A Pedestrian/Bicycle Pathway System "In a Nutshell" which he presented to all the board members and the clerk. RFQ's were sent to fifteen firms and nine firms responded. Chris said this is a critical time frame; the LDSA list expires at the end of the month, and a decision on an engineering firm needs to be made by April 1st. In his folder he included a draft selection criteria that he would like the board members to use in reviewing the proposals. He asked each member to grade the applications one to nine based on the selection criteria. He would like their scores by March 13th so the three top firms can be invited in for questions and answers before a decision is made. The board agreed to meet with him on March 13th.

FIRE DEPARTMENT

Fire Chief Mark Turner and Harry Bowker spoke to the board about equipment replacement. Both the rescue van and the ladder truck need to be replaced. Ideally, they

would like a combination rescue van and ladder truck. This would be around \$650,000. They could replace the rescue van for around \$350,000. Harry said they need to go to the Town of Manchester for more fire contract money. The Town of Farmington gave a 50% increase this year. The last Town of Manchester increase was 5%. Last year 44% of their fire calls were in the Town of Manchester. Harry will continue to look at other options.

BUDGET HEARING

A public hearing on the budget will be held on April 2, 2007 at 7:10 PM.

The meeting was adjourned on motion at 9:00 PM.

Respectfully submitted,

Angela D'Arduini
Clerk/Treasurer