

A regular meeting of the Elma Town Board was held on Wednesday, December 19, 2018 at 7:00PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor	Dennis Powers
Councilman	Thomas Fallon
Councilman	James Malczewski
Councilman	Michael Nolan
Councilman	Tracy Petrocy

Also:	Building Inspector	Joseph Colern
	Highway Superintendent	Wayne Clark
	Water Crew Chief	Brian Nolan
	Town Attorney	Phyllis Todoro
	Deputy Town Attorney	Dean Puleo
	Town Engineer	James Wyzykiewicz-Absent

Approximately 9 people attended the meeting.

The meeting was opened with the reciting of the Pledge of Allegiance.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve the minutes from the December 5th, 2018 meeting. Ayes-5. Noes-0. Carried.

Department Reports:

Building Inspector Joseph Colern noted only 30 new homes have been built this year.

Water Crew Chief Brian Nolan noted a leak on Stolle Rd will be repaired this week and the valve at the Transit shop is being repaired.

Highway Superintendent Wayne Clark Noted they are repairing the bathrooms at the Creek Rd Park and fixing a dump truck.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to issue a negative declaration on a short form SEQR for RT16 Chicken Shack & Brew Yard at 6272 Seneca St. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve the Business Use Permit for RT16 Chicken Shack & Brew Yard at 6272 Seneca St for a counter restaurant and bar. Building Inspector notes per Planning Board occupant load is 72 people at November 20<sup>th</sup> Planning board meeting. No parking on street. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to issue a negative declaration on a short form SEQR for East Coast Customs at 6272 Seneca St. Ayes-5. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Nolan seconded the motion to approve the Business Use Permit for East Coast Customs at 6272 Seneca St for clothing/custom apparel (1 of 1 design). Building Inspector notes No parking on Seneca St also permits required for advertising signs. Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Malczewski seconded the motion to approve the 2% water rate increase due to the Erie County Water Authority raising rates effective January 1, 2019. Ayes-4. Noes-1. (Councilman Nolan voted no) Carried.

Councilman Petrocy made the motion and Councilman Malczewski seconded the motion to amend the Social Host Liability Law to include (and/or drugs). Ayes-5. Noes-0. Carried.

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Councilman Fallon made the motion and Councilman Malczewski seconded the motion to amend the signs at the Elma Village Green and Creek Road Park to include no vaping (e-cigarettes). Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve Vouchers/Warrant #12 claim #1476 thru #1604 as follows: General Fund \$89,286.85; Highway Fund \$51,244.92; Water District \$19981.35; Special District \$6,040.73 and Capital Improvements \$791,696.03. Ayes-5. Noes-0. Carried.

Supervisor Powers noted that all pay rates have been filed in the Town Clerk's Office.

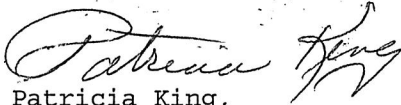
The next Town Board meeting will be the Organizational Agenda on January 2nd, 2019 at 7:00pm and the Work Session will be January 9th, 2019 at 6:00pm.

All have received the Planning, Zoning, Conservation Boards and Subdivision Code Review Committee agenda and minutes that apply.

Meeting adjourned with a moment of silence for Franklin L Kester. Mr. Kester worked for the Elma Highway Department for over 30 years.

Meeting adjourned at 7:26PM. All in favor.

Respectfully submitted,

  
Patricia King,  
Town Clerk