

## **06/06/07 Town Board Minutes**

A regular meeting of the Elma Town Board was held on Wednesday, June 6, 2007, at 8:00 PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor Michael Nolan  
Councilwoman Susan Glownia  
Councilman David Polak  
Councilman Dennis Powers  
Councilman Dean Puleo

Also: Town Attorney Phyllis Todoro  
Building Inspector Joseph Colern  
Highway Superintendent Wayne Clark  
Water Superintendent Eugene Stevenson-Absent  
Town Engineer James Wyzykiewicz

Approximately 40 people attended the meeting.

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

Councilman Powers made the motion and Councilwoman Glownia seconded the motion to approve the minutes from the May 16, 2007 meeting.

Ayes-5. Noes-0. Carried.

Supervisor Nolan presented a proclamation to Joseph J Natalzia for his accomplishment to Eagle Scout.

### **Department Reports**

Building Inspector Joseph Colern presented the monthly report for May with 36 permits issued, fees collected of \$9,978.66, with an estimated value of construction at \$1,008,020.85. Mr. Colern also stated that concerns from residents at the last Town Board meeting regarding the Pound and Bullis Road area, that property maintenance letters have been sent out.

Highway Superintendent Wayne Clark stated that brush pick up is complete and road

paving and patching is started.

Town Attorney Phyllis Todoro is ready to proceed with the Public Hearing at 900 Aurora Street.

Councilman Powers made the motion and Councilman Puleo seconded the motion to issue a negative declaration on a short form SEQR for Cellino Plumbing Inc at 631 Bullis Road. Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilwoman Glowonia seconded the motion to issue a Business Use Permit for Cellino Plumbing Inc at 631 Bullis Road. Building Inspector notes a fire inspection within 30 days of occupancy and a permit is required for any advertising signs. Also no heavy equipment to be parked on site unless Zoning Board of Appeals approves use. Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilwoman Glowonia seconded the motion to renew the Special Use Music Permit for MiaÆs/Bar & Grill, 7200 Seneca Street. All live music to be performed indoors and shall not create a nuisance to the adjoining neighbors. Permit expires May 31st; 2008. Also bands shall not carry out music onto patio during spring, summer and fall months. Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilwoman Glowonia seconded the motion to renew the Special Use Music Permit for Blue Lantern Lounge, 6120 Seneca Street. Permit expires May 31st, 2008. Any noise complaints are reviewed on a case by case basis and may be subject to Town Board revocation of music permit. Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilwoman Glowonia seconded the motion to renew the Special Use Music Permit for RitaÆs Spring Brook Hotel, 6350 Seneca Street. Permit expires May 31st, 2008. All live music to be performed inside building as to not create a noise nuisance to adjoining neighbors. Town code 73. Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilwoman Glowonia seconded the motion to approve the Code Review Committee as follows: Town Board-David Polak and Dean Puleo, Town Engineer-Jim Wyzykiewicz, Town Building Inspector-Joe Colern, Town Attorney-Phyllis Todoro, Planning Board-Jim Millard and Tom Reid, Zoning Board-Bob Schafer and Don Trzepacz will also represent the Fire Service, Conservation Board-Bill

Massaro and Bryant Zilke, also Fred Streif past Chairman of the Planning and Conservation Board. Ayes-5. Noes-0.Carried.

Councilman Powers made the motion and Councilman Puleo seconded the motion to approve the funding of \$150,000 for road paving on Chairfactory Road. Highway Superintendent Wayne Clark will follow the County specifications and bids.Ayes-5. Noes-0. Carried.

All have received the Planning, Zoning and Conservation Board Agenda and Minutes that apply.

Supervisor Nolan noted there will be a Work Session on Wednesday, June 20, 2007 at 6:00PM, regular Town Board meeting at 8:00PM. Also note that no Town Board meeting will be held on Wednesday July 4, 2007. The next Town Board meeting will be on July 25, 2007 due to Sesquicentennial Celebrations the week of July 14th to the 21st, 2007. Work Session to be announced at the June 20th, 2007 meeting.

Adjourned at 8:30PM.

Respectfully submitted,

Patricia King  
Town Clerk