

Town Board Minutes
September 11, 2012

The regular town board monthly meeting and public hearing of Sub Division Law, held on September 11, 2012 at the town meeting room, 56 Geneva Street, Dresden New York was called to order by Supervisor Flynn at 7:30PM

Due to Town Attorneys review and revision suggestions of late, to the draft of the Sub Division Law, the public hearing was not opened or heard. The draft will be presented at a later date after the sub division committee completes the noted changes.

Present: Supervisor Patrick Flynn, Council- Burge Morris, Colby Petersen, John Martini, Linda Francisco

Others present: Bill Hall, Jeff Finger- Highway Supt., Dave Granzin- PB Chair, Don House- District Legislator, Ron Kenville -Code Officer, John Christensen, John Tuller, Mary Lilyea, George Thompson, Ron Merritt

Supervisor Flynn led the Pledge of Allegiance.

Mr. Flynn presented the abstract of vouchers for review.

Motion by Mr. Morris, 2nd Mr. Martini, that the bills on the Gen A & B Accounts in the amount of \$ 6,191.83 be paid, carried.

Motion by Mrs. Francisco, 2nd Mr. Petersen, that the bills on the Highway DA & DB accounts in the amount of \$ 8,306.34 be paid, carried.

Motion by Mr. Martini, 2nd Mr. Morris that the bills on the Watershed Account in the amount of \$ 4076.04 be paid, carried.

Motion by Mrs. Francisco, 2nd Mr. Morris.to approve minutes for 8/14/12, carried.

2013 Budget workshop set for September 18, 2012 at 7:30PM

Mr. Petersen reported that the Culvert Inventory data is nearly complete.

Code Report- 3 Building permit inspections, 2 Site reviews, 3 steep slopes reviews -45 miles
Watershed Report- 1 inspection replacement system- Hewett Rd - 6 miles

Discussion on Tuller excavation project at 1241 Anthony Beach Rd.

A complaint was made in August to Code Officer.

Ron Kenville reported that the Tuller groundwork was a final finish to earlier permit issued to build a house. He stated that the Steep Slopes Law needs better definitions.

Discussion on Steep Slopes Law. The comprehensive plan identified the need to prevent uncontrolled excavation within distance of Seneca Lake and tributaries to protect the lake. Ron questioned reviewing the plans, Dave Granzin stated the sequence is to start with the Steep Slopes application.

Ron stated that in the town building permit application there is already a question for erosion plans

Discussion on complaint forms, question if a property issue or concern can be viewed from the roadway, should a complaint form be needed???

Mr. Flynn presented the Hydro-fracking Committees survey findings and recommendation as follows:

Based on the findings of the Hydrofracking Committee:

1. The Town of Torrey has up to date zoning codes that would effectively regulate where and how housing can be developed in the town and where commercial/industrial development can be located. Strict enforcement of the codes is essential if they are to be effective if a large number people were to move into the town.
2. The Town of Torrey has adopted a Road Use Agreement that among other regulations requires companies to restore roads damaged by truck traffic to an acceptable condition. This agreement only covers roads managed by the town (17 miles) and not the state and county roads that traverse the town. Yates County has adopted a similar agreement.
3. If High Pressure Horizontal Hydraulic Fracturing was allowed in the Town, there would be a significant increase in truck traffic within the town. Trucks would be required to deliver the millions of gallons of water, sand and chemicals used at each well to fracture the shale. Trucks would also be used to transport drilling waste and recovered fluids to regulated disposal sites.
4. In addition to the congestion the increased truck traffic not only increases the potential for accidents that could cause serious injuries or death, but could result in a spill that has the potential to contaminate the many streams in the town and the lake that borders the town.
5. If the companies using the High Pressure Horizontal Hydraulic Fracturing process are not highly regulated and work sites rigorously inspected, poor workmanship could cause a failure that has the potential to contaminate water supplies and release methane gas into the atmosphere.
6. If High Pressure Horizontal Hydraulic Fracturing was allowed in the Town, for a period of time there would be employment opportunities, increased tax revenue, new business opportunities and infrastructure improvements. The concern is what will happen in the future when the gas companies move on and the workforce and their families move with them. Do businesses that supported the workforce downsize or close and how does the town support a underutilized infrastructure with reduced tax revenue?

And the results of resident survey on allowing the process of High Pressure Horizontal Hydraulic Fracturing: 28.6% Return Rate

217 No Votes, 42 Yes Votes, 4 Undecided

The Hydrofracking Committee makes the following recommendations to the Town of Torrey Board.

1. Draft a letter to the Governor, with a copy to the Department of Environmental Conservation, urging the Governor not to allow the process of High Pressure Horizontal Hydraulic Fracturing in the Finger Lakes Region.
2. The Town of Torrey Board to appoint a committee, with counsel from appropriate attorneys, to recommend amendments to the zoning code to prohibit the process of High Pressure Horizontal Hydraulic Fracturing in the Town of Torrey.

There being no discussion on final recommendations, **Mr. Flynn made a motion** to appoint the Hydrofracking Committee to make the recommended changes to the present town Zoning Code regarding High Pressure Horizontal Hydraulic Fracturing in the Town of Torrey to be presented for a public hearing when in final draft, 2nd by Mr. Martini, carried.

Jeff Finger gave the Highway report. He has been compiling information for a salt storage building. Many local buildings have bunker style bases of concrete He is pricing a 50'x70' building. Chips monies can be used for maintenance and storage buildings.

Correspondence-

Letter from Linda Lefko regarding Code Officer non response to her complaint made August 28, 2012. In which she made note of an action near a steep slope, referred similarity to a pending matter presently before the Town, and other concerns that the Code Officer is not addressing with the Town.

Mr. Flynn gave this letter to Ron Kenville.

There being no further business before the board a motion to adjourn was made by Mr. Martini, 2nd Mr. Flynn carried at 8:05PM.

Respectfully submitted,