

Mayor Elliott & Trustees Gilmore, Wooden & Lynch.  
Carried.

Resol./

Comp.Tme.: Mayor Elliott moved the following VB Resolution re  
"Comp" Time:

"BE IT RESOLVED that all Compensatory Time-Off due to Village Employees Roger Weaver and Phillip Retan must be used at a minimum of four (4) hours per week, or eight (8) hours per pay period, until such time as the 240 hours are totally used. This resolution is effective with the work week starting Monday, October 22, 1990."

Trustee Wooden seconded the foregoing motion; voting "aye" were Mayor Elliott & Trustees Wooden, Gilmore & Lynch. Carried.

Reconvene: At 8:58 p.m. the VB emerged frm. Exec. Sess. as moved by Mayor Elliott; Trustee Gilmore seconded. Voting was unanimous/carried.

Leaf Dis-  
posal:

Short VB discussion on disposition of leaves if Mr. Hudak's property sold on N. Creek Rd. as has been mentioned as a possibility; Trustee Lynch asked value of parcel and question arose whether or not Mr.Hudak interested in splitting/selling to VOP, etc. VB to investigate further.

Adjourn-  
ment:

There being no further business to come before the Bd., @ 9:05 p.m. Trustee Wooden moved adjournment; Trustee Gilmore seconded. Voting was unanimous/carried.

Ethel B. Johnson, Clerk

The "Informational Meeting" was scheduled during the Village Board's regular meeting on 10/1/90 in response to having rec'd a letter, dated 9/28/90, frm. Mr. Chris Karsten, Exec. Dir., Wayne Cty. Chapter of the NYS Assoc. for Retarded Children, 150 Van Buren St., Newark, N.Y. 14513. Ltr. content - formal notification of ARC's "interest and intent of the WC Chapter, NYS Assoc. for Retarded Children to establish a community residence for people with developmental disabilities in the Village of Palmyra....our Agency has located property @ 416 E. Main St., on which we wish to build a single story residence."

Presented to the VOP, also, was a "Fact Sheet," a copy of Section 41.34 of the Mental Hygiene Law pertaining to the site selection process, and the DSS Registry, listing all certified sites in the immediate area.

Representing the VOP were: James G. Elliott, Mayor; Trustees C. D. Gilmore, Daniel S. Pope and Thomas N. Lynch; representing ARC were: Ms. Anne Lamme' and Messrs. Gerry Campbell & Glen Everdyke; approx. 23 letters sent to E. Main St. residents wth. the following in attendance: The Vanderwall Bros. - Ken, Earl & Roy; M/M Barcy Smith; Mrs. Cheryl Schommer; and Mrs. Alice Hansel. Press - Ms. Marcia Greenwood (D&C's Our Town) & Mrs. Cheri Freeland (The Times/Macedon).

Ms. Lamme' introduced her co-panelists and explained their positions, Mr. Campbell being a member of the ARC Bd. of Directors (replacing Director C. Karstens).

Ms. Lamme' gave background/need - most ARC 'homes' in WC big, old "Grandma" houses wth. bedrooms on second flrs. - due to residents' disabilities, physical and otherwise, need one-flr. houses. Besides, remodeling/adapting to residents' needs cost prohibitive. She spke. of the trend of shifting away frm. housing clients in developmental centers (citing NDC/Newark, etc.)

Ms. Lamme' sd. that a "plot plan" was unavailable, however, wld. be in near future. Proposed house wld. accommodate twelve (12) residents (need to live in a handicapped accessible house); wld. receive care/support 24 hrs. per day, 7 days per week. Hand-outs included preliminary architect's sketches. Mrs. C. Schommer sd. she had "no qualms" about hse. being in her neighborhood. Mrs. S. Smith spke. of problems incurred when Policeman (D. Dalton) called to 'other' residence (Cuyler St.); she also inquired about taxes - Ms. Lamme' sd. impact negilible - lot empty. Mayor Elliott sd. that property taxable @ present time - under \$130. VOP taxes. Mrs. Smith's concern was taxes might 'go up.' Trustee Pope reiterated the Mayor's statement re taking vacant land off tax roll. Amt. wld. be split among VOP residents. Mr. B. Smith asked if \$150,000. residence built, wld. their assessment go up.....Trustee Lynch sd. that Assessor Roney cld. be consulted....Ms. Lamme' sd. no effect on large resi- dence in Lyons.

Ms. Lamme' pointed out that when residence established, wld. be 10 additional jobs in Palmyra. She explained ratio re employees/residents....10.2 equivalence....she also explained necessary education & training for those who wld. oversee operation of residence....she sd. there are two other single story dwellings in WC - Clyde area....approx. 25 downstairs bedrms. in WC. Mr. R. Vanderwall asked if owned by the State of NY...she sd. owned by a 'holding' corp....residents wld. go daily to sheltered work-shops....shift workers...two mini-vans wld. be assigned to VOP for transportation....parking in bk. of residence.

Mr. R. Vanderwall spke. of lot line requirements & all bldgs. he had seen (Baird & French Rds. - Heritage Christian Homes) "plus'

bldgs. for any neighborhood...well maintained, etc. Mr. E. Vanderwall (looking @ architect's sketch, attached hereto) asked if 'length-wise' on lot/top picture, per Ms. Lamme'.

Ms. Lamme' asked about community representation for the operation of the residence....ARC wld. welcome "Community Advisory Board." Mr. G. Campbell sd. that ARC has 12 members frm. VOP - most reside in the Town....ARC has 600 members in WC...began wth. 8 people 30 yrs. ago. "ARC is dedicated to serving the people in WC ...this hse. is a part of it." Mr. E. Vandervall asked if 'other' home in Palmyra a 'State' home....Ms. Lamme' sd. "NYS through Newark State Schl.," however, ARC operates under same regulations...funding is different...funded through a 'rate system' by NYS....based on how much staff pd., food costs...less expensive than State, she sd. Trustee Pope asked if on a 'contract' basis wth. State & told by Ms. Lamme', "yes."

Mrs. S. Smith asked difference in Cuyler St. residence and one proposed...Ms. Lamme' spke. of need for residents' 'physical' assistance in sme. cases & stated her fondness for Main St. and wld. be happy to get a Main St. location - spke. of need to socialize, etc. - close to downtown. Mr. G. Campbell invited those present to visit any ARC home @ any time - with or without invitation...wld. like to share wth. everyone. Mr. E. Vanderwall asked if VB agreed--discouraged before. Mayor sd. more +'s than -'s and related only grounds on which denial by VOP...overpopulation (too high a %)...if denied, VOP must provide them two alternate sites. Mr. E. Vanderwall sd. that townhouses proposed on site once upon a time - did not follow through...Mayor sd. in proposal, too close to Vanderwalls' property line along wth. other restriction(s) - VOP has no zng. for townhses. or condminium...ARC's considered one-family for legal purposes, although 12 residents to live there....wld. have to comply wth. % of lot coverage....if over, wld. have to apply for variance....have to comply wth. State Bldg. Codes....VOP's covers setbks. & coverages only. Discussion on width of lot (dimensions were not immediately available, however, Mayor sd. he wld. respond to Mr. K. Vanderwall). Ms. Lamme' sd. new driveway wld. be put in after discussion of 'shared' driveway (in conjunction wth. Mr. S. Jacobs). Mr. K. Vanderwall spke. of limiting main access - creating another one.

Ms. Lamme' sd. proposed residence wld. contain 4500-5000 sq.ft. including carport....in addition to bedrms., residence wld. contain one kitchen, dining rm.; two living rms.; laundry rm. & three-and-one-half baths. When asked projected date for construction/completion, Ms. Lamme' sd. build in Spring - Summer occupancy. NYS wld. finance the bldg. - ARC wld. pay them bk.

Discussion/question-and-answer period discontinued @ 7:50 p.m. (VB had previously scheduled voting upon this issue during 11/5/90 VB mtg., therefore, Clerk to place on Agenda).

Ethel B. Johnson, Clerk

ARC.10/23/90.

**BOARD OF TRUSTEES**

Spec. Mtg. 10/30/90 10:00 a.m.

Please refer to Page 3, 10/15/90 minutes, wherein VB established date of 10/30/90 (10:00 a.m. - 12:00 Noon) for mtg. among VB and/or dept. hds. employees re projections for street & sidewalk repairs/replacement, etc. (a follow-up to a mtg. held on 8/28/90 for which Minutes included partial dialogue of those present).

A quorum was not present, therefore, no mtg. was conducted on 10/30/90 (only Mayor J. Elliott & Trustee T. Lynch appeared, however, notification rec'd frm. Trustee D. Gilmore that he cld. not attend; calls rec'd frm. Trustees D. Wooden & D. Pope to see if mtg. to proceed as planned).

Ethel B. Johnson, Clerk

## BOARD OF TRUSTEES

Regular Meeting

11/5/90

7:00 p.m.

Present:

James G. Elliott, Mayor; Trustees C. D. Gilmore, Daniel E. Wooden, Daniel S. Pope III & Thomas N. Lynch; Vill. Atty., John B. Nesbitt arrived during Exec. Sess.

000130

Call toOrder:

Mayor Elliott called the meeting to order @ 7:00 p.m., following which he called for a moment of silence in memory of Hwy. Supt., Phil Retan's Mother who passed away in Fla. on 10/17/90.

Pub.Hrng.LL#3, '90:

Mayor Elliott requested the Clerk to read the Legal Notice re Local Law #3, 1990 (amending Sect. 29-9 to delete "Customary Home Occupation or Profession," and add "Home-Based Occupation") and opened the public hearing for discussion.

Mayor Elliott relegated explanation of the proposed Code change(s) to Trustee-in-Charge D. Wooden. He sd. the reason for the change frm. the Plng. Bd. was to take the section of the Code, now "Home Occupations," to "Home-Based Business" - presently certain occupations are listed - eliminate sme. - anyone who has a home occupation may operate in their homes provided their business doesn't detract frm. neighborhood (bother neighbors, cause traffic problems, etc.). Purpose to eliminate restrictions that exist now - reported in newspaper that proposed law wld. make more difficult to get permit - not the case, he sd. - wld. be easier....don't necessarily have to be a doctor, lawyer or architect to conduct own business. This was purpose of Plng. Bd.

Mr. R. Leisten asked if adopting some other section of law to be representative of this - to which Trustee Wooden sd. 'moving' section which exists under 'special permits and residential businesses'...removing/ replacing wth. proposed law (LL#3, 1990). Trustee Lynch asked that whomever operating a home-based business - or starting one - wld. have to pay \$100. every two (2) yrs. Trustee Wooden sd. 'yes.' Trustee Wooden thought it shld. be more...Trustee Lynch sd. if charged \$100. wld. have people who wld. not rpt....\$100. too much.... people, for instance, who have home computers can stay/work @ home 40-50 hrs. p.w. & never leave hse. Will happen, per Mr. Wooden - happening now. If applic. \$5. might rpt. it - if \$100. might not....'chance we're taking....if operating a business, not in compliance wth. the law.' Trustee Pope asked his description of a 'home-based business' - Mr. Pope sd. he works @ home. Mr. Wooden sd. if providing income, home-based business. Mr. Pope sd. every insurance agent, every real estate agent...wld. be in violation...many operate out of home....wld. never get anyone to report it, he sd.

Trustee Gilmore asked if people conducting home-based businesses....several cars come there in course of doing business, approaching 'gray' area of zng. law...not as long as operating under a permit or variance, per the Mayor. Mayor Elliott sd. his biggest problem wth. fee - understand rationale behind fee - wld. be to fund cost of enforcement...D. Dalton sd. for those who pay the fee, the \$100. wld. be spent on enforcing against someone who didn't pay in first place....fines for those people, per Trustee Wooden. Mr. R. Lape sd. many people 'illegal' now... Mr. Pope agreed. Why illegal asked Trustee Lynch - people aren't complying wth. zng. law? Some are/some